

eral laws of the State for free school purposes only, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

### THIRTY-SEVENTH DAY.

(Tuesday, March 8, 1921.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Henderson
Aiken.	of Marion.
Baldwin.	Hill.
Barker.	Horton.
Barrett of Bell.	Johnson
Barrett of Fannin.	of Gillespie.
Bass.	Johnson
Beasley	of Wichita.
of Hopkins.	Jones.
Beasley	Kacir.
of McCulloch.	Kellis.
Black, O. B.,	King.
of Bexar.	Kveton.
Black, W. A.,	Lackey.
of Bexar.	Laird.
Bonham.	Lauderdale.
Brady.	Lawrence.
Branch.	Looney.
Brown.	McCord.
Bryant.	McDaniel.
Burmeister.	McFarlane.
Burns.	McKean.
Carpenter.	Martin.
Childers.	Melson.
Chitwood.	Menking.
Cox.	Merriman.
Crawford.	Miller of Dallas.
Crumpton.	Morgan.
Cummins.	Moore.
Curtis.	Morris of Medina.
Darroch.	Morris
Davis, John E.,	of Montague.
of Dallas.	Mott.
Davis, John,	Neblett.
of Dallas.	Owen.
Dinkle.	Perkins
Duffey.	of Cherokee.
Duncan.	Pool.
Edwards.	Pope.
Estes.	Quaid.
Faubion.	Quicksall.
Fly.	Rice.
Fugler.	Rogers of Harris.
Garrett.	Rogers of Shelby.
Grissom.	Rountree.
Hall.	Rowland.
Hanna.	Satterwhite.
Hardin.	Schweppe.
Harrington.	Seagler.
Henderson	Sims.
of McLennan.	Smith.

Sneed.	Thrasher.
Stephens.	Veatch.
Stevenson.	Wadley.
Stewart of Reeves.	Walker.
Swann.	Wallace.
Sweet of Tarrant.	Webb.
Teer.	Wessels.
Thomas	West.
of Limestone.	Westbrook.
Thomason.	Williams
Thompson	of Montgomery.
of Red River.	Wright.
Thorn.	

#### Absent.

Beavens.	Mathes.
Coffee.	Thompson
Hendricks.	of Harris.
Johnson of Ellis.	

#### Absent—Excused.

Baker.	Patman.
Binkley.	Perkins of Lamar.
Burkett.	Perry.
Greer.	Pollard.
Harrison.	Quinn.
Laney.	Rosser.
Leslie.	Shearer.
Lindsey.	Stewart
McLeod.	of Edwards.
Malone.	Sweet of Brown.
Marshall.	Williams
Miller of Parker.	of McLennan.

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Baker and Mr. Perry for today, on motion of Mr. Moore.

Mr. Rosser for today, on motion of Mr. Wallace.

Mr. Williams of McLennan for today, on motion of Mr. Childers.

Mr. Malone for today, on motion of Mr. Adams.

Mr. Miller of Parker for today, on motion of Mr. Barrett of Fannin.

Mr. Patman for today, on motion of Mr. Henderson of Marion.

Mr. Lindsey for today, on motion of Mr. Grissom.

Mr. Greer for today, on motion of Mr. Hardin.

Mr. Pollard for today, on motion of Mr. Thrasher.

Mr. Stewart of Edwards for today, on motion of Mr. Jones.

Mr. Binkley for today, on motion of Mr. Quaid.

Mr. Shearer for today, on motion of Mr. Faubion.

Mr. Burkett for today, on motion of Mr. Crumpton.

#### RELATING TO HISTORICAL PAINTING.

Mr. Rogers of Harris offered the following resolution:

H. C. R. No. 37, Relating to painting of the massacre of Goliad.

Whereas, The three most important events in the military history of the Republic of Texas were the Alamo, Goliad and San Jacinto; and

Whereas, The State of Texas now has an historic painting of the Alamo and of San Jacinto, but none of Goliad; and

Whereas, Col. A. J. Houston, formerly commander of the Fourth Regiment of Infantry, Texas National Guard, has executed a small preliminary painting of Goliad, entitled "The March to the Massacre"; and

Whereas, He asks a commission from the State authorizing him to execute a painting from the same to measure not less than six by twelve feet; and to cost not more than ten thousand dollars, to be appropriately framed and to be approved by such persons as the Governor may select; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Col. A. J. Houston be and he is hereby commissioned to execute said painting as aforesaid.

The resolution was read second time.

On motion of Mr. McCord, the resolution was referred to the Committee on State Affairs.

#### RELATING TO CERTAIN ROOMS IN CAPITOL.

Mr. John E. Davis of Dallas offered the following resolution:

H. C. R. No. 38, Relating to certain rooms in State Capitol.

Whereas, It has been the practice in the past for the quarters provided for the use of the Lieutenant Governor and Speaker of the House, respectively, in the Capitol to be used by persons who have no authority to use same, and some of the furniture has been removed therefrom; and

Whereas, In view of the value of the furniture and furnishings with which said quarters are fitted, and which should be taken care of; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the

State Board of Control be, and is hereby instructed not to permit the said quarters to be used by any other person or persons, at any time, for any purpose, unless authorized to do so by the Lieutenant Governor and Speaker, respectively, or to permit any of the furniture or furnishings to be removed therefrom, or in any manner disturbed; and be it further

Resolved, That the Board of Control be, and is hereby directed to designate some suitable person to open up said quarters, when not in use, at least twice a month to air and clean and to take such other steps as are necessary to protect the furnishings from moths and other insects.

The resolution was read second time and was adopted.

#### RESOLUTIONS AND BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled resolutions and bill:

H. C. R. No. 35, Rescinding the signature of the President of the Senate and the Speaker of the House.

H. C. R. No. 34, Relating to the Penitentiary Investigating Committee.

H. C. R. No. 33, Relating to message to President Wilson.

H. C. R. No. 32, Extending congratulations to President Wilson.

S. B. No. 274, "An Act creating the Sharyland Independent School District, situated in Hidalgo county, out of territory situated in the McAllen Independent School District; defining its metes and bounds, conforming the boundaries of the McAllen Independent School District thereto; vesting said created district with the rights, powers, privileges and duties of a town or village incorporated under the general law for school purposes only; providing for a board of trustees to manage and control the public free schools within said district, vesting in said board all the rights, powers, privileges and duties conferred and imposed by the general law of this State upon the trustees of independent school districts, and declaring an emergency."

S. C. R. No. 24, Granting Judge Ben M. Terrell leave of absence from the State.

S. C. R. No. 23, Granting Judge P. O. Beard leave of absence from the State.

S. C. R. No. 20, Granting Judge Ir-

win T. Ward leave of absence from the State.

### RELATING TO APPROPRIATION BILLS.

Mr. Satterwhite offered the following resolution:

Whereas, The Regular Session of the Thirty-seventh Legislature will adjourn sine die on the 12th day of March, 1921, without having considered the appropriation bills for the State educational institutions, eleemosynary institutions, and the departments of State Government; and

Whereas, The Governor has informed the House of Representatives that a Special Session of the Legislature will be convened during the summer months for the purpose of giving consideration to said appropriation bills; and

Whereas, It will be economy to have the said appropriation bills ready to submit to the House at the convening of the Called Session; therefore, be it

Resolved by the House of Representatives, That the chairman of the House Appropriation Committee be directed to call the committee together in the city of Austin ten days prior to the convening of the Special Session for the purpose of considering and completing said appropriation bills, and that said committee be allowed \$5.00 each, per day for their services.

That a clerk of the Appropriation Committee, and a competent stenographer, one page and one porter be retained for such time as the said committee may deem it necessary, and that they shall be paid for their services, the same salaries as received during the Regular Session of the Thirty-seventh Legislature. All said salaries to be paid out of the contingent fund of the House on approval of the chairman of the Appropriation Committee.

In the event the chairman cannot act, the vice-chairman shall act in his stead; and be it further

Resolved, That if in the judgment of the committee the various State institutions or any number of them should be visited at any time during the said ten days herein provided for, the actual traveling expense in addition to the per diem shall be paid out of the contingent fund of the House.

The resolution was read second time and was adopted.

BILL ORDERED NOT PRINTED.

On motion of Mr. Pope, it was ordered that Senate bill No. 330 be not printed.

### HOUSE BILL NO. 384 ON SECOND READING.

The Speaker laid before the House, as unfinished pending business, the motion of Mr. Webb, to suspend the regular order of business to take up and have placed on its second reading and passage to engrossment,

H. B. No. 384, A bill to be entitled "An Act reorganizing and adjusting the Fourth and Seventy-first Judicial Districts of Texas, incorporating Gregg county in the Seventy-first Judicial District and fixing the time of holding court in each of the several counties of said two districts, and providing for the proper administration of said courts."

Question recurring on the motion of Mr. Webb, it prevailed.

The Speaker then laid the bill before the House, and it was read second time.

Mr. Miller of Dallas moved the previous question on the engrossment of the bill and the main question was ordered.

Mr. Burmeister moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider prevailed.

Question then recurring on the motion for the previous question, it was lost.

Mr. Fugler offered the following amendment to the bill:

Amend House bill No. 384 by striking out all after Section 2, line 37, and inserting the following:

"Sec. 3. The counties of Wood, Gregg and Smith shall hereafter constitute and be the Seventh Judicial District of the State of Texas, and the terms of district court shall be held therein each year as follows: "

"In the county of Wood: Beginning on the first Monday in January and may continue in session until the first Monday in March, and beginning on the first Monday in July, and may continue in session until the third Saturday in September.

"In the county of Gregg: Beginning on the first Monday in March and may continue in session for four weeks, and beginning on the first Monday in June and may continue in session four weeks.

"In Smith county: Beginning on the first Monday in April and may continue in session until the last Saturday in May, and beginning on the third Monday in September and may continue in session until the last Saturday in May, and beginning on the third Monday in September and may continue in session until the second Saturday in December.

"Sec. 4. The district judge of the Seventh Judicial District as formerly constituted, and the district attorney

thereof shall continue in office as district judge and district attorney of the Seventh Judicial District as herein constituted until the end of the term for which they were elected."

Mr. Barker moved the previous question on the pending amendment and the engrossment of the bill, and the main question was ordered.

Question recurring on the amendment, it was lost.

House bill No. 384 was then passed to engrossment.

#### HOUSE BILL NO. 254 ON SECOND READING.

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 254, A bill to be entitled "An Act to apportion the State of Texas into representative districts, and to fix the number of representatives thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. John E. Davis of Dallas offered the following (committee) amendment to the bill:

Amend House bill No. 254 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. That the State of Texas be and it is hereby apportioned and divided into Representative Districts and the said districts and the number of Representatives in each district shall be as follows:

No. 1. The First District, composed of the county of Bowie, and shall elect one Representative.

No. 2. The Second District, composed of the county of Cass, and shall elect one Representative.

No. 3. The Third District, composed of the counties of Bowie, Morris and Marion, and shall elect one Representative.

No. 4. The Fourth District, composed of the counties of Camp and Upshur, and shall elect one Representative.

No. 5. The Fifth District, composed of the county of Harrison, and shall elect one Representative.

No. 6. The Sixth District, composed of the counties of Harrison and Gregg, and shall elect one Representative.

No. 7. The Seventh District, composed of the county of Panola, and shall elect one Representative.

No. 8. The Eighth District, composed of the county of Rusk, and shall elect one Representative.

No. 9. The Ninth District, composed

of the county of Nacogdoches, and shall elect one Representative.

No. 10. The Tenth District, composed of the county of Shelby, and shall elect one Representative.

No. 11. The Eleventh District, composed of the counties of San Augustine and Sabine, and shall elect one Representative.

No. 12. The Twelfth District, composed of the counties of Angelina and Tyler, and shall elect one Representative.

No. 13. The Thirteenth District, composed of the counties of Jasper and Newton, and shall elect one Representative.

No. 14. The Fourteenth District, composed of the counties of Hardin and Liberty, and shall elect one Representative.

No. 15. The Fifteenth District, composed of the counties of Orange and Jefferson, and shall elect one Representative.

No. 16. The Sixteenth District, composed of the county of Jefferson, and shall elect two Representatives.

No. 17. The Seventeenth District, composed of the counties of Chambers and Galveston, and shall elect one Representative.

No. 18. The Eighteenth District, composed of the county of Galveston, and shall elect one Representative.

No. 19. The Nineteenth District, composed of the county of Harris, and shall elect five Representatives.

No. 20. The Twentieth District, composed of the counties of Waller and Fort Bend, and shall elect one Representative.

No. 21. The Twenty-first District, composed of the counties of Brazoria and Matagorda, and shall elect one Representative.

No. 22. The Twenty-second District, composed of the counties of Wharton and Jackson, and shall elect one Representative.

No. 23. The Twenty-third District, composed of the county of Lavaca, and shall elect one Representative.

No. 24. The Twenty-fourth District, composed of the county of Washington, and shall elect one Representative.

No. 25. The Twenty-fifth District, composed of the counties of Austin and Colorado, and shall elect one Representative.

No. 26. The Twenty-sixth District, composed of the counties of Brazos and Grimes, and shall elect one Representative.

No. 27. The Twenty-seventh District, composed of the counties of Grimes and Montgomery, and shall elect one Representative.

No. 28. The Twenty-eighth District, composed of the counties of San Jacinto and Polk, and shall elect one Representative.

No. 29. The Twenty-ninth District, composed of the counties of Walker and Trinity, and shall elect one Representative.

No. 30. The Thirtieth District, composed of the county of Houston, and shall elect one Representative.

No. 31. The Thirty-first District, composed of the county of Cherokee, and shall elect one Representative.

No. 32. The Thirty-second District, composed of the county of Smith, and shall elect one Representative.

No. 33. The Thirty-third District, composed of the counties of Smith and Gregg and shall elect one Representative.

No. 34. The Thirty-fourth District, composed of the counties of Wood and Rains, and shall elect one Representative.

No. 35. The Thirty-fifth District, composed of the counties of Franklin and Titus, and shall elect one Representative.

No. 36. The Thirty-sixth District, composed of the county of Red River, and shall elect one Representative.

No. 37. The Thirty-seventh District, composed of the county of Lamar, and shall elect one Representative.

No. 38. The Thirty-eighth District, composed of the counties of Lamar and Delta, and shall elect one Representative.

No. 39. The Thirty-ninth District, composed of the county of Hopkins, and shall elect one Representative.

No. 40. The Fortieth District, composed of the county of Hunt, and shall elect one Representative.

No. 41. The Forty-first District, composed of the county of Collin, and shall elect one Representative.

No. 42. The Forty-second District, composed of the counties of Collin and Hunt and shall elect one Representative.

No. 43. The Forty-third District, composed of the county of Fannin, and shall elect one Representative.

No. 44. The Forty-fourth District, composed of the county of Grayson, and shall elect two Representatives.

No. 45. The Forty-fifth District, composed of the counties of Grayson and Fannin, and shall elect one Representative.

No. 46. The Forty-sixth District, composed of the county of Cooke, and shall elect one Representative.

No. 47. The Forty-seventh District, composed of the county of Montague, and shall elect one Representative.

No. 48. The Forty-eighth District,

composed of the county of Wise, and shall elect one Representative.

No. 49. The Forty-ninth District, composed of the county of Denton, and shall elect one Representative.

No. 50. The Fiftieth District, composed of the county of Dallas, and shall elect six Representatives.

No. 51. The Fifty-first District, composed of the counties of Rockwall and Kaufman, and shall elect one Representative.

No. 52. The Fifty-second District, composed of the county of Kaufman, and shall elect one Representative.

No. 53. The Fifty-third District, composed of the county of Van Zandt, and shall elect one Representative.

No. 54. The Fifty-fourth District, composed of the county of Henderson, and shall elect one Representative.

No. 55. The Fifty-fifth District, composed of the county of Anderson, and shall elect one Representative.

No. 56. The Fifty-sixth District, composed of the counties of Leon and Madison, and shall elect one Representative.

No. 57. The Fifty-seventh District, composed of the county of Freestone, and shall elect one Representative.

No. 58. The Fifty-eighth District, composed of the county of Navarro, and shall elect one Representative.

No. 59. The Fifty-ninth District, composed of the county of Hill, and shall elect one Representative.

No. 60. The Sixtieth District, composed of the counties of Navarro and Hill, and shall elect one Representative.

No. 61. The Sixty-first District, composed of the county of Limestone, and shall elect one Representative.

No. 62. The Sixty-second District, composed of the county of Falls, and shall elect one Representative.

No. 63. The Sixty-third District, composed of the county of Robertson, and shall elect one Representative.

No. 64. The Sixty-fourth District, composed of the county of Milam, and shall elect one Representative.

No. 65. The Sixty-fifth District, composed of the counties of Burleson and Lee, and shall elect one Representative.

No. 66. The Sixty-sixth District, composed of the county of Fayette, and shall elect one Representative.

No. 67. The Sixty-seventh District, composed of the county of Gonzales, and shall elect one Representative.

No. 68. The Sixty-eighth District, composed of the county of De Witt, and shall elect one Representative.

No. 69. The Sixty-ninth District, composed of the counties of Victoria,

Goliad and Calhoun, and shall elect one Representative.

No. 70. The Seventieth District, composed of the counties of Aransas, Refugio, Bee and San Patricio, and shall elect one Representative.

No. 71. The Seventy-first District, composed of the counties of Nueces, Kleberg, and Willacy, and shall elect one Representative.

No. 72. The Seventy-second District, composed of the county of Cameron, and shall elect one Representative.

No. 73. The Seventy-third District, composed of the county of Hidalgo, and shall elect one Representative.

No. 74. The Seventy-fourth District, composed of the counties of Jim Wells, Duval, Jim Hogg, Brooks and Starr, and shall elect one Representative.

No. 75. The Seventy-fifth District, composed of the counties of Zapata and Webb, and shall elect one Representative.

No. 76. The Seventy-sixth District, composed of the counties of LaSalle, McMullen, Live Oak, Atascosa and Frio, and shall elect one Representative.

No. 77. The Seventy-seventh District, composed of the counties of Dimmit, Zavala, Uvalde, Medina, and shall elect one Representative.

No. 78. The Seventy-eighth District, composed of the county of Bexar, and shall elect six Representatives.

No. 79. The Seventy-ninth District, composed of the counties of Wilson and Karnes, and shall elect one Representative.

No. 80. The Eightieth District, composed of the counties of Guadalupe and Wilson, and shall elect one Representative.

No. 81. The Eighty-first District, composed of the counties of Hays, Caldwell and Bastrop, and shall elect two Representatives.

No. 82. The Eighty-second District, composed of the county of Travis, and shall elect two Representatives.

No. 83. The Eighty-third District, composed of the county of Williamson, and shall elect one Representative.

No. 84. The Eighty-fourth District, composed of the counties of Williamson, Burnet and Llano, and shall elect one Representative.

No. 85. The Eighty-fifth District, composed of the counties of Blanco, Comal, Kendall and Gillespie, and shall elect one Representative.

No. 86. The Eighty-sixth District, composed of the counties of Mason,

Menard, Schleicher, Crockett, Sutton and Kimble, Kerr, Bandera, Real and Edwards, and shall elect one Representative.

No. 87. The Eighty-seventh District, composed of the counties of Maverick, Kinney, Val Verde, Terrell and Brewster, and shall elect one Representative.

No. 88. The Eighty-eighth District, composed of the counties of Presidio, Jeff Davis, Reeves, Loving, Winkler, Ward, Ector, Crane, Pecos, Upton, Midland, Martin and Andrews, and shall elect one Representative.

No. 89. The Eighty-ninth District, composed of the county of El Paso, and shall elect two Representatives.

No. 90. The Ninetieth District, composed of the counties of El Paso, Hudspeth and Culbertson, and shall elect one Representative.

No. 91. The Ninety-first District, composed of the counties of Glasscock, Howard, Sterling, Reagan, Irion and Tom Green, and shall elect one Representative.

No. 92. The Ninety-second District, composed of the counties of Coke, Runnels and Concho, and shall elect one Representative.

No. 93. The Ninety-third District, composed of the counties of McCulloch, San Saba and Lampasas, and shall elect one Representative.

No. 94. The Ninety-fourth District, composed of the counties of Hamilton and Coryell, and shall elect one Representative.

No. 95. The Ninety-fifth District, composed of the county of Bell, and shall elect one Representative.

No. 96. The Ninety-sixth District, composed of the counties of Bell, Falls and McLennan, and shall elect one Representative.

No. 97. The Ninety-seventh District, composed of the county of McLennan, and shall elect two Representatives.

No. 98. The Ninety-eighth District, composed of the counties of Bosque, Somerville and Hood, and shall elect one Representative.

No. 99. The Ninety-ninth District, composed of the county of Johnson, and shall elect one Representative.

No. 100. The One Hundredth District, composed of the county of Tarrant, and shall elect four Representatives.

No. 101. The One Hundred and First District, composed of the counties of Tarrant and Denton, and shall elect one Representative.

No. 102. The One Hundred and Sec-

ond District, composed of the county of Parker, and shall elect one Representative.

No. 103. The One Hundred and Third District, composed of the counties of Comanche, Mills, Brown and Coleman, and shall elect two Representatives.

No. 104. The One Hundred and Fourth District, composed of the county of Erath, and shall elect one Representative.

No. 105. The One Hundred and Fifth District, composed of the county of Eastland, and shall elect one Representative.

No. 106. The One Hundred and Sixth District, composed of the counties of Eastland and Callahan, and shall elect one Representative.

No. 107. The One Hundred and Seventh District, composed of the county of Palo Pinto, and shall elect one Representative.

No. 108. The One Hundred and Eighth District, composed of the counties of Young and Stephens, and shall elect one Representative.

No. 109. The One Hundred and Ninth District, composed of the counties of Jack, Archer and Clay, and shall elect one Representative.

No. 110. The One Hundred and Tenth District, composed of the county of Wichita, and shall elect two Representatives.

No. 111. The One Hundred and Eleventh District, composed of the counties of Wichita and Wilbarger, and shall elect one Representative.

No. 112. The One Hundred and Twelfth District, composed of the counties of Baylor, Haskell, Throckmorton and Shackelford, shall elect one Representative.

No. 113. The One Hundred and Thirteenth District, composed of the counties of Hardeman, Foard and Knox, and shall elect one Representative.

No. 114. The One Hundred and Fourteenth District, composed of the county of Jones, and shall elect one Representative.

No. 115. The One Hundred and Fifteenth District, composed of the county of Taylor, and shall elect one Representative.

No. 116. The One Hundred and Sixteenth District, composed of the counties of Nolan, Fisher and Mitchell, and shall elect one Representative.

No. 117. The One Hundred and Seventeenth District, composed of the counties of King, Dickens, Stonewall, Kent,

Scurry, Borden and Garza, and shall elect one Representative.

No. 118. The One Hundred and Eighteenth District, composed of the counties of Gaines, Dawson, Yoakum, Terry, Lynn, Cochran, Hockley, Lubbock and Crosby, and shall elect one Representative.

No. 119. The One Hundred and Nineteenth District, composed of the counties of Bailey, Parmer, Castro, Lamb, Hale, Swisher, Briscoe and Floyd, and shall elect one Representative.

No. 120. The One Hundred and Twentieth District, composed of the counties of Motley, Cottle, Hall and Childress, and shall elect one Representative.

No. 121. The One Hundred and Twenty-first District, composed of the counties of Donley, Collingsworth, Wheeler and Gray, and shall elect one Representative.

No. 122. The One Hundred and Twenty-second District, composed of the counties of Carson, Armstrong, Randall, Potter, Deaf Smith and Oldham, and shall elect one Representative.

No. 123. The One Hundred and Twenty-third District, composed of the counties of Hartley, Dallam, Sherman, Moore, Hutchinson, Hansford, Ochiltree, Roberts, Hemphill and Lipscomb, and shall elect one Representative.

Sec. 2. In all districts composed of only one county, the county judge of each county shall receive the returns and issue a certificate of election to the representatives elected as shown by the highest number of votes cast for any one person; but in the several districts composed of more than one county, the county judge of the following named counties shall receive the returns and issue certificate of election to the representatives elected in their respective districts, to wit:

In the Third District, Marion county.

In the Fourth District, Upshur county.

In the Sixth District, Harrison county.

In the Eleventh District, San Augustine county.

In the Twelfth District, Angelina county.

In the Thirteenth District, Jasper county.

In the Fourteenth District, Hardin county.

In the Fifteenth District, Jefferson county.

In the Seventeenth District, Galveston county.

In the Twentieth District, Waller county.

In the Twenty-first District, Brazoria county.

In the Twenty-second District, Wharton county.

In the Twenty-fifth District, Colorado county.

In the Twenty-sixth District, Brazos county.

In the Twenty-seventh District, Grimes county.

In the Twenty-eighth District, Polk county.

In the Twenty-ninth District, Trinity county.

In the Thirty-third District, Smith county.

In the Thirty-fourth District, Wood county.

In the Thirty-fifth District, Franklin county.

In the Thirty-eighth District, Delta county.

In the Forty-second District, Collin county.

In the Forty-fifth District, Grayson county.

In the Fifty-first District, Kaufman county.

In the Fifty-sixth District, Leon county.

In the Sixtieth District, Navarro county.

In the Sixty-fifth District, Lee county.

In the Sixty-ninth District, Goliad county.

In the Seventieth District, Bee county.

In the Seventy-first District, Nueces county.

In the Seventy-fourth District, Jim Wells county.

In the Seventy-fifth District, Webb county.

In the Seventy-sixth District, Atascosa county.

In the Seventy-seventh District, Uvalde county.

In the Seventy-ninth District, Wilson county.

In the Eightieth District, Guadalupe county.

In the Eighty-first District, Caldwell county.

In the Eighty-fourth District, Burnet county.

In the Eighty-fifth District, Blanco county.

In the Eighty-sixth District, Kimble county.

In the Eighty-seventh District, Val Verde county.

In the Eighty-eighth District, Reeves county.

In the Ninetieth District, El Paso county.

In the Ninety-first District, Tom Green county.

In the Ninety-second District, Runnels county.

In the Ninety-third District, McCulloch county.

In the Ninety-fourth District, Coryell county.

In the Ninety-sixth District, Bell county.

In the Ninety-eighth District, Bosque county.

In the One Hundred and First District, Denton county.

In the One Hundred Third District, Comanche county.

In the One Hundred Sixth District, Callahan county.

In the One Hundred Eighth District, Young county.

In the One Hundred Ninth District, Clay county.

In the One Hundred Eleventh District, Wilbarger county.

In the One Hundred Twelfth District, Haskell county.

In the One Hundred Thirteenth District, Hardeman county.

In the One Hundred Sixteenth District, Nolan county.

In the One Hundred Seventeenth District, Scurry county.

In the One Hundred Eighteenth District, Lubbock county.

In the One Hundred Nineteenth District, Hale county.

In the One Hundred Twentieth District, Childress county.

In the One Hundred Twenty-first District, Collingsworth county.

In the One Hundred Twenty-second District, Potter county.

In the One Hundred Twenty-third District, Dallam county.

Sec. 3. Owing to the fact that little time of this Special Session remains, and the great importance of re-districting the State into representative districts, creates an emergency, and make it necessary that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted.

Mr. John E. Davis of Dallas offered the following amendment to the (committee) amendment:

Amend the amendment by striking out Section 1 thereof and insert in lieu thereof the following:

Section 1. That the State of Texas

be and it is hereby apportioned and divided into Representative Districts, and the said districts and the number of Representatives in each district shall be as follows:

No. 1. The First District, composed of the county of Bowie, and shall elect one Representative.

No. 2. The Second District, composed of the county of Cass, and shall elect one Representative.

No. 3. The Third District, composed of the counties of Bowie, Morris and Marion, and shall elect one Representative.

No. 4. The Fourth District, composed of the counties of Camp and Upshur, and shall elect one Representative.

No. 5. The Fifth District, composed of the county of Harrison, and shall elect one Representative.

No. 6. The Sixth District, composed of the counties of Harrison and Gregg, and shall elect one Representative.

No. 7. The Seventh District, composed of the county of Panola, and shall elect one Representative.

No. 8. The Eighth District, composed of the county of Rusk, and shall elect one Representative.

No. 9. The Ninth District, composed of the county of Nacogdoches, and shall elect one Representative.

No. 10. The Tenth District, composed of the county of Shelby, and shall elect one Representative.

No. 11. The Eleventh District, composed of the counties of San Augustine and Sabine, and shall elect one Representative.

No. 12. The Twelfth District, composed of the counties of Angelina and Tyler, and shall elect one Representative.

No. 13. The Thirteenth District, composed of the counties of Jasper and Newton, and shall elect one Representative.

No. 14. The Fourteenth District, composed of the counties of Hardin and Liberty, and shall elect one Representative.

No. 15. The Fifteenth District, composed of the counties of Orange and Jefferson, and shall elect one Representative.

No. 16. The Sixteenth District, composed of the county of Jefferson, and shall elect two Representatives.

No. 17. The Seventeenth District, composed of the counties of Chambers and Galveston, and shall elect one Representative.

No. 18. The Eighteenth District,

composed of the county of Galveston, and shall elect one Representative.

No. 19. The Nineteenth District, composed of the county of Harris, and shall elect five Representatives.

No. 20. The Twentieth District, composed of the counties of Waller and Fort Bend, and shall elect one Representative.

No. 21. The Twenty-first District, composed of the counties of Brazoria and Matagorda, and shall elect one Representative.

No. 22. The Twenty-second District, composed of the counties of Wharton and Jackson, and shall elect one Representative.

No. 23. The Twenty-third District, composed of the county of Lavaca, and shall elect one Representative.

No. 24. The Twenty-fourth District, composed of the county of Washington, and shall elect one Representative.

No. 25. The Twenty-fifth District, composed of the counties of Austin and Colorado, and shall elect one Representative.

No. 26. The Twenty-sixth District, composed of the counties of Brazos and Grimes, and shall elect one Representative.

No. 27. The Twenty-seventh District, composed of the counties of Grimes and Montgomery, and shall elect one Representative.

No. 28. The Twenty-eighth District, composed of the counties of San Jacinto and Polk, and shall elect one Representative.

No. 29. The Twenty-ninth District, composed of the counties of Walker and Trinity, and shall elect one Representative.

No. 30. The Thirtieth District, composed of the county of Houston, and shall elect one Representative.

No. 31. The Thirty-first District, composed of the county of Cherokee, and shall elect one Representative.

No. 32. The Thirty-second District, composed of the county of Smith, and shall elect one Representative.

No. 33. The Thirty-third District, composed of the counties of Smith and Gregg, and shall elect one Representative.

No. 34. The Thirty-fourth District, composed of the counties of Wood and Rains, and shall elect one Representative.

No. 35. The Thirty-fifth District, composed of the counties of Franklin and Titus, and shall elect one Representative.

No. 36. The Thirty-sixth District,

composed of the county of Red River, and shall elect one Representative.

No. 37. The Thirty-seventh District, composed of the county of Lamar, and shall elect one Representative.

No. 38. The Thirty-eighth District, composed of the counties of Lamar and Delta, and shall elect one Representative.

No. 39. The Thirty-ninth District, composed of the county of Hopkins, and shall elect one Representative.

No. 40. The Fortieth District, composed of the county of Hunt, and shall elect one Representative.

No. 41. The Forty-first District, composed of the county of Fannin, and shall elect one Representative.

No. 42. The Forty-second District, composed of the counties of Fannin and Hunt, and shall elect one Representative.

No. 43. The Forty-third District, composed of the county of Collin, and shall elect one Representative.

No. 44. The Forty-fourth District, composed of the county of Grayson, and shall elect two Representatives.

No. 45. The Forty-fifth District, composed of the counties of Grayson and Collin, and shall elect one Representative.

No. 46. The Forty-sixth District, composed of the county of Cooke, and shall elect one Representative.

No. 47. The Forty-seventh District, composed of the county of Montague, and shall elect one Representative.

No. 48. The Forty-eighth District, composed of the county of Wise, and shall elect one Representative.

No. 49. The Forty-ninth District, composed of the county of Denton, and shall elect one Representative.

No. 50. The Fiftieth District, composed of the county of Dallas, and shall elect six Representatives.

No. 51. The Fifty-first District, composed of the counties of Rockwall and Kaufman, and shall elect one Representative.

No. 52. The Fifty-second District, composed of the county of Kaufman, and shall elect one Representative.

No. 53. The Fifty-third District, composed of the county of Van Zandt, and shall elect one Representative.

No. 54. The Fifty-fourth District, composed of the county of Henderson, and shall elect one Representative.

No. 55. The Fifty-fifth District, composed of the county of Anderson, and shall elect one Representative.

No. 56. The Fifty-sixth District, composed of the counties of Leon and

Madison, and shall elect one Representative.

No. 57. The Fifty-seventh District, composed of the county of Freestone, and shall elect one Representative.

No. 58. The Fifty-eighth District, composed of the county of Navarro, and shall elect one Representative.

No. 59. The Fifty-ninth District, composed of the county of Hill, and shall elect one Representative.

No. 60. The Sixtieth District, composed of the counties of Navarro and Hill, and shall elect one Representative.

No. 61. The Sixty-first District, composed of the county of Limestone, and shall elect one Representative.

No. 62. The Sixty-second District, composed of the county of Falls, and shall elect one Representative.

No. 63. The Sixty-third District, composed of the county of Robertson, and shall elect one Representative.

No. 64. The Sixty-fourth District, composed of the county of Milam, and shall elect one Representative.

No. 65. The Sixty-fifth District, composed of the counties of Burleson and Lee, and shall elect one Representative.

No. 66. The Sixty-sixth District, composed of the county of Fayette, and shall elect one Representative.

No. 67. The Sixty-seventh District, composed of the county of Gonzales, and shall elect one Representative.

No. 68. The Sixty-eighth District, composed of the county of De Witt, and shall elect one Representative.

No. 69. The Sixty-ninth District, composed of the counties of Victoria, Goliad, and Calhoun, and shall elect one Representative.

No. 70. The Seventieth District, composed of the counties of Aransas, Refugio, Bee and San Patricio, and shall elect one Representative.

No. 71. The Seventy-first District, composed of the counties of Nueces, Jim Wells and Duval, and shall elect one Representative.

No. 72. The Seventy-second District, composed of the county of Cameron, and shall elect one Representative.

No. 73. The Seventy-third District, composed of the county of Hidalgo, and shall elect one Representative.

No. 74. The Seventy-fourth District, composed of the counties of Kleberg, Willacy, Jim Hogg, Brooks and Starr, and shall elect one Representative.

No. 75. The Seventy-fifth District, composed of the counties of Zapata and Webb, and shall elect one Representative.

No. 76. The Seventy-sixth District, composed of the counties of La Salle, McMullen, Live Oak, Atascosa and Frio, and shall elect one Representative.

No. 77. The Seventy-seventh District, composed of the counties of Dimmit, Zavala, Uvalde, Medina, and shall elect one Representative.

No. 78. The Seventy-eighth District, composed of the county of Bexar, and shall elect six Representatives.

No. 79. The Seventy-ninth District, composed of the counties of Wilson and Karnes, and shall elect one Representative.

No. 80. The Eightieth District, composed of the counties of Guadalupe and Wilson, and shall elect one Representative.

No. 81. The Eighty-first District, composed of the counties of Hays, Caldwell and Bastrop, and shall elect two Representatives.

No. 82. The Eighty-second District, composed of the county of Travis, and shall elect two Representatives.

No. 83. The Eighty-third District, composed of the county of Williamson, and shall elect one Representative.

No. 84. The Eighty-fourth District, composed of the counties of Williamson, Burnet and Llano, and shall elect one Representative.

No. 85. The Eighty-fifth District, composed of the counties of Blanco, Comal, Kendall and Gillespie, and shall elect one Representative.

No. 86. The Eighty-sixth District, composed of the counties of Mason, Menard, Schleicher, Crockett, Sutton and Kimble, Kerr, Bandera, Real and Edwards, and shall elect one Representative.

No. 87. The Eighty-seventh District, composed of the counties of Maverick, Kinney, Val Verde, Terrell and Brewster, and shall elect one Representative.

No. 88. The Eighty-eighth District, composed of the counties of Presidio, Jeff Davis, Reeves, Loving, Winkler, Ward, Ector, Crane, Pecos, Upton, Midland, Martin and Andrews, and shall elect one Representative.

No. 89. The Eighty-ninth District, composed of the county of El Paso, and shall elect two Representatives.

No. 90. The Ninetieth District, composed of the counties of El Paso, Hudspeth and Culberson, and shall elect one Representative.

No. 91. The Ninety-first District, composed of the counties of Glasscock, Howard, Sterling, Reagan, Irion and

Tom Green, and shall elect one Representative.

No. 92. The Ninety-second District, composed of the counties of Coke, Runnels and Concho, and shall elect one Representative.

No. 93. The Ninety-third District, composed of the counties of McCulloch, San Saba and Lampasas, and shall elect one Representative.

No. 94. The Ninety-fourth District, composed of the counties of Hamilton and Coryell, and shall elect one Representative.

No. 95. The Ninety-fifth District, composed of the county of Bell, and shall elect one Representative.

No. 96. The Ninety-sixth District, composed of the counties of Bell, Falls and McLennan, and shall elect one Representative.

No. 97. The Ninety-seventh District, composed of the county of McLennan, and shall elect two Representatives.

No. 98. The Ninety-eighth District, composed of the counties of Johnson, Somervell and Bosque, and shall elect one Representative.

No. 99. The Ninety-ninth District, composed of the county of Johnson, and shall elect one Representative.

No. 100. The One Hundredth District, composed of the county of Ellis, and shall elect two Representatives.

No. 101. The One Hundred and First District, composed of the county of Tarrant, and shall elect four Representatives.

No. 102. The One Hundred and Second District, composed of the counties of Tarrant and Denton, and shall elect one Representative.

No. 103. The One Hundred and Third District, composed of the county of Parker, and shall elect one Representative.

No. 104. The One Hundred and Fourth District, composed of the counties of Comanche, Mills, Brown and Coleman, and shall elect two Representatives.

No. 105. The One Hundred and Fifth District, composed of the counties of Erath and Hood, and shall elect one Representative.

No. 106. The One Hundred and Sixth District, composed of the county of Eastland, and shall elect one Representative.

No. 107. The One Hundred and Seventh District, composed of the counties of Eastland and Callahan, and shall elect one Representative.

No. 108. The One Hundred and Eighth District, composed of the county

of Palo Pinto, and shall elect one Representative.

No. 109. The One Hundred and Ninth District, composed of the counties of Young and Stephens, and shall elect one Representative.

No. 110. The One Hundred and Tenth District, composed of the counties of Jack, Archer and Clay, and shall elect one Representative.

No. 111. The One Hundred and Eleventh District, composed of the county of Wichita, and shall elect two Representatives.

No. 112. The One Hundred and Twelfth District, composed of the counties of Wichita and Wilbarger, and shall elect one Representative.

No. 113. The One Hundred and Thirteenth District, composed of the counties of Baylor, Haskell, Throckmorton and Shackelford, and shall elect one Representative.

No. 114. The One Hundred and Fourteenth District, composed of the counties of Hardeman, Foard, Knox and King, and shall elect one Representative.

No. 115. The One Hundred and Fifteenth District, composed of the county of Jones, and shall elect one Representative.

No. 116. The One Hundred and Sixteenth District, composed of the county of Taylor, and shall elect one Representative.

No. 117. The One Hundred and Seventeenth District, composed of the counties of Nolan, Fisher and Mitchell, and shall elect one Representative.

No. 118. The One Hundred and Eighteenth District, composed of the counties of Dickens, Stonewall, Kent, Scurry, Borden and Garza, and shall elect one Representative.

No. 119. The One Hundred and Nineteenth District, composed of the counties of Gaines, Dawson, Yoakum, Terry, Lynn, Cochran, Hockley, Lubbock and Crosby, and shall elect one Representative.

No. 120. The One Hundred and Twentieth District, composed of the counties of Bailey, Parmer, Castro, Lamb, Hale, Swisher, Briscoe and Floyd, and shall elect one Representative.

No. 121. The One Hundred and Twenty-first District, composed of the counties of Motley, Cottle, Hall and Childress, and shall elect one Representative.

No. 122. The One Hundred and Twenty-second District, composed of the counties of Donley, Collingsworth,

Wheeler and Gray, and shall elect one Representative.

No. 123. The One Hundred and Twenty-third District, composed of the counties of Carson, Armstrong, Randall, Potter, Deaf Smith and Oldham, and shall elect one Representative.

No. 124. The One Hundred and Twenty-fourth District, composed of the counties of Hartley, Dallam, Sherman, Moore, Hutchinson, Hansford, Ochiltree, Roberts, Hemphill and Lipscomb, and shall elect one Representative.

Question recurring on the amendment to the (committee) amendment, it was adopted.

The (committee) amendment as amended was then adopted.

Mr. Rowland offered the following amendment to the bill:

Amend House bill No. 254 as amended by striking Shackelford county from Representative District No. 113 and adding it to Representative District No. 115.

The amendment was adopted.

Mr. Darroch offered the following amendments to the bill:

(1)

Amend House bill No. 254, as amended, by striking out "No. One Hundred and Fourth District," on page 590 of Journal, and inserting in lieu thereof the following:

"No. 104. The One Hundred and Fourth District, composed of the counties of Comanche and Mills, shall elect one Representative."

(2)

Amend House bill No. 254, as amended, by inserting at the end of the amendment on page 591 of Journal:

"No. 125. The One Hundred and Twenty-fifth District, composed of the counties of Brown and Coleman, shall elect one Representative."

(3)

Amend House bill No. 254, as amended, by inserting at the end of Section 2, page 18, the following:

"In the One Hundred and Twenty-fifth District, Brown County."

The amendments were severally adopted.

House bill No. 254 was then passed to engrossment.

#### HOUSE BILL NO. 254 ON THIRD READING.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended and

that House bill No. 254 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—93.

Adams.	King.
Aiken.	Kveton.
Baldwin.	Lackey.
Barker.	Laird.
Barrett of Fannin.	Lauderdale.
Bass.	Lawrence.
Black, O. B.,	Looney.
of Bexar.	McCord.
Black, W. A.,	McDaniel.
of Bexar.	McFarlane.
Brady.	McKean.
Branch.	Menking.
Brown.	Miller of Dallas.
Bryant.	Moore.
Burmeister.	Morris of Medina.
Burns.	Morris
Carpenter.	of Montague.
Childers.	Mott.
Chitwood.	Neblett.
Cox.	Perkins
Crawford.	of Cherokee.
Crumpton.	Pool.
Cummins.	Pope.
Curtis.	Quaid.
Davis, John E.,	Quicksall.
of Dallas.	Rice.
Davis, John,	Rogers of Harris.
of Dallas.	Rogers of Shelby.
Dinkle.	Rountree.
Duffey.	Rowland.
Duncan.	Satterwhite.
Edwards.	Seagler.
Estes.	Sneed.
Faubion.	Stevenson.
Fly.	Stewart of Reeves.
Fugler.	Swann.
Garrett.	Sweet of Tarrant.
Grissom.	Thomas
Hall.	of Limestone.
Hanna.	Thomason.
Hardin.	Thompson
Harrington.	of Red River.
Henderson	Thorn.
of Marion.	Veatch.
Hill.	Walker.
Horton.	Wallace.
Johnson	Webb.
of Gillespie.	Wessels.
Johnson	West.
of Wichita.	Westbrook.
Jones.	Williams
Kacir.	of Montgomery.
Kellis.	

## Nays—9.

Barrett of Bell.	Martin.
Beasley	Owen.
of McCulloch.	Sims.
Darroch.	Stephens.
Henderson.	Wadley.
of McLennan.	

## Present—Not Voting.

Bonham.

Absent.

Beasley	Morgan.
of Hopkins.	Perkins of Lamar.
Beavens.	Schweppe.
Coffee.	Smith.
Hendricks.	Teer.
Johnson of Ellis.	Thompson
Lindsey.	of Harris.
Mathes.	Thrasher.
Melson.	Wright.
Merriman.	

## Absent—Excused.

Baker.	Patman.
Binkley.	Perry.
Burkett.	Pollard.
Greer.	Quinn.
Harrison.	Rosser.
Laney.	Shearer.
Leslie.	Stewart
McLeod.	of Edwards.
Malone.	Sweet of Brown.
Marshall.	Williams
Miller of Parker.	of McLennan.

The Speaker then laid House bill No. 254 before the House, on its third reading and final passage.

The bill was read third time.

Mr. Beasley of Hopkins offered the following amendment to the bill:

Amend House bill No. 254, as amended, by striking out "Fannin" in District No. 42, and substitute "Hopkins."

Signed—Beasley of Hopkins, Moore, Dinkle.

On motion of Mr. John E. Davis of Dallas, the amendment was tabled.

Mr. Johnson of Wichita moved the previous question on the final passage of the bill and the main question was ordered.

Mr. John E. Davis of Dallas, by unanimous consent, offered the following amendment to the bill:

Amend House bill No. 254 by striking out Section 2 thereof, and inserting in lieu thereof the following:

Sec. 2. In all districts composed of only one county, the county judge of each county shall receive the returns and issue a certificate of election to the Representatives elected, as shown by the highest number of votes cast for any one person; but in the several districts composed of more than one county, the county judge of the following named counties shall receive the returns and issue certificates of election to the Representatives elected in their respective districts, to wit:

In the Third District, Marion county.

- In the Sixth District, Harrison county.  
 In the Eleventh District, San Augustine county.  
 In the Twelfth District, Angelina county.  
 In the Thirteenth District, Newton county.  
 In the Fourteenth District, Liberty county.  
 In the Fifteenth District, Jefferson county.  
 In the Seventeenth District, Galveston county.  
 In the Twentieth District, Fort Bend county.  
 In the Twenty-first District, Brazoria county.  
 In the Twenty-second District, Wharton county.  
 In the Twenty-fifth District, Colorado county.  
 In the Twenty-sixth District, Brazos county.  
 In the Twenty-seventh District, Montgomery county.  
 In the Twenty-eighth District, San Jacinto county.  
 In the Twenty-ninth District, Walker county.  
 In the Thirty-third District, Gregg county.  
 In the Thirty-fourth District, Wood county.  
 In the Thirty-fifth District, Franklin county.  
 In the Forty-second District, Hunt county.  
 In the Forty-fifth District, Grayson county.  
 In the Fifty-first District, Rockwall county.  
 In the Fifty-sixth District, Leon county.  
 In the Sixtieth District, Navarro county.  
 In the Sixty-fifth District, Burleson county.  
 In the Sixty-ninth District, Goliad county.  
 In the Seventieth District, Bee county.  
 In the Seventy-first District, Nueces county.  
 In the Seventy-fourth District, Starr county.  
 In the Seventy-fifth District, Webb county.  
 In the Seventy-sixth District, Atascosa county.  
 In the Seventy-seventh District, Uvalde county.  
 In the Seventy-ninth District, Karnes county.  
 In the Eightieth District, Wilson county.  
 In the Eighty-first District, Caldwell county.
- In the Eighty-fourth District, Burnet county.  
 In the Eighty-fifth District, Blanco county.  
 In the Eighty-sixth District, Kerr county.  
 In the Eighty-seventh District, Val Verde county.  
 In the Eighty-eighth District, Reeves county.  
 In the Ninetieth District, El Paso county.  
 In the Ninety-first District, Tom Green county.  
 In the Ninety-second District, Runnels county.  
 In the Ninety-third District, McCulloch county.  
 In the Ninety-fourth District, Coryell county.  
 In the Ninety-sixth District, Bell county.  
 In the Ninety-eighth District, Bosque county.  
 In the One Hundred Second District, Denton county.  
 In the One Hundred Fourth District, Comanche county.  
 In the One Hundred Fifth District, Erath county.  
 In the One Hundred Seventh District, Eastland county.  
 In the One Hundred Ninth District, Young county.  
 In the One Hundred Tenth District, Clay county.  
 In the One Hundred Twelfth District, Wilbarger county.  
 In the One Hundred Thirteenth District, Haskell county.  
 In the One Hundred Fourteenth District, Hardeman county.  
 In the One Hundred Fifteenth District, Jones county.  
 In the One Hundred Seventeenth District, Mitchell county.  
 In the One Hundred Eighteenth District, Scurry county.  
 In the One Hundred Nineteenth District, Lubbock county.  
 In the One Hundred Twentieth District, Hale county.  
 In the One Hundred Twenty-first District, Hall county.  
 In the One Hundred Twenty-second District, Donley county.  
 In the One Hundred Twenty-third District, Potter county.  
 In the One Hundred Twenty-fourth District, Dallam county.  
 In the One Hundred Twenty-fifth District, Brown county.
- The amendment was adopted.  
 House bill No. 254 was then passed.

## SENATE BILL NO. 112 ON SECOND READING.

On motion of Mr. Miller of Dallas, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 112, A bill to be entitled "An Act to amend Article 1121 of the Revised Civil Statutes of the State of Texas (prescribing the purposes for which private corporations may be organized) by adding thereto Section 81, authorizing the organization of holding companies for the purpose of dealing in the capital stock, bonds, mortgages, debentures, notes and other securities and evidences of indebtedness of other corporations."

The Speaker laid the bill before the House and it was read second time and was passed to third reading.

## HOUSE BILL NO. 476 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 476, A bill to be entitled "An Act to transfer from the Game, Fish and Oyster fund to the available public free school fund all sums of money now remaining unexpended in the State Treasury heretofore received as royalty from oil and gas leases issued on river beds and channels, fresh water lakes and islands therein, and salt water lakes, islands, bays, inlets, marshes and reefs owned by the State within tide water limits, and that portion of the Gulf of Mexico within the jurisdiction of Texas; and to provide that all sums of money hereafter received from royalty and payment of acreage of said areas shall be credited to the available public free school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 166, A bill to be entitled "An Act to establish a Texas Industrial

School and Workshop for the adult blind of the State; providing for a board to locate such institution and to manage its affairs; providing for an appropriation, and declaring an emergency."

S. B. No. 240, A bill to be entitled "An Act to repeal House bill No. 832, being Chapter 141, page 556, of the Special and Local Laws of the Thirty-third Legislature, which act provides that Bandera county, or any political subdivision or defined district, shall have the power and is authorized to vote by a 'two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, or defined district, now or hereafter to be described and defined, voting thereon to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county, or of such political subdivision or defined district, and to levy and collect taxes, to pay the interest on such bonds, and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or graded roads and turnpikes, or in aid thereof, and authorizing the commissioners court of said county to describe and define road districts therein; creating the office of county road superintendent, prescribing his duties and providing for his compensation; providing for the working of county convicts on the roads of said county, to provide for the summoning of road hands and teams for road work and for allowance of time for road service for same, and fixing penalties for violation of any of the provisions of this act; repealing all laws in conflict with this act as applied to Bandera county, and declaring an emergency);' and declaring an emergency."

S. B. No. 282, A bill to be entitled "An Act to amend Article 4459, Chapter 6, Title 65, Revised Civil Statutes of the State of Texas of 1911, relative to dangerous diseases and insect pests that depredate upon fruit trees and nursery stock; prescribing methods of dealing with such diseases and insect pests and adding to such list of diseases and insect pests the words citrus canker, plum canker, fire blight, Florida red scale, cottony cushion scale, and woolly aphis, declaring all fruit trees and nursery stock infected or infested with any disease or insect pest mentioned herein a public nuisance, and providing for the treatment and de-

struction of all fruit trees and nursery stock found to be so infected or infested, and declaring an emergency."

S. B. No. 294, A bill to be entitled "An Act fixing the time of holding court in the Thirty-eighth Judicial District of Texas, changing the time for holding court in Kerr county, and repealing all laws in conflict herewith."

S. B. No. 295, A bill to be entitled "An Act creating San Jose Independent School District in Bexar county, Texas; defining the boundaries thereof; providing that outstanding indebtedness of Bexar County Common School District No. 40 shall be valid for and against San Jose Independent District; providing that the legal tax rate of Bexar County Common School District No. 40 shall be made valid in San Jose Independent District, until changed by vote of the people thereof; providing for the general laws of independent districts to apply to San Jose Independent District, and declaring an emergency."

S. B. No. 297, A bill to be entitled "An Act to regulate the business of insurance made on what is known as the Lloyds plan, and declaring an emergency."

And has adopted

S. C. R. No. 27, Relating to the buildings of the old Blind Institute.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 335, A bill to be entitled "An Act amending Section 5 of an act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled 'An Act relating to the protection of wild game, birds, etc., and requiring a license for the purpose of hunting,' being House bill No. 457, Chapter 157 of said Regular Session laws, and to repeal all laws in conflict herewith, and declaring an emergency."

H. B. No. 324, A bill to be entitled "An Act authorizing the Polytechnic Heights Independent School District No. 42 of Tarrant county to levy and collect taxes, for issuance of bonds to the amount not to exceed fifty cents on the one hundred dollar valuation, declaring an emergency, and the repeal of all

laws conflicting with any part of this act," with amendments.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

#### SENATE BILLS ON FIRST READING

The following Senate bills received from the Senate today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 297, to the Committee on Insurance.

Senate bill No. 294, to the Committee on Judicial Districts.

Senate bill No. 295, to the Committee on Education.

Senate bill No. 282, to the Committee on Agriculture.

Senate bill No. 240, to the Committee on Roads, Bridges and Ferries.

Senate bill No. 335, to the Committee on Game and Fisheries.

Senate bill No. 166, to the Committee on Appropriations.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Thorn, it was ordered that Senate bill No. 255 be not printed.

On motion of Mr. John Davis of Dallas, it was ordered that Senate bill No. 293 be not printed.

#### RECESS.

Mr. Morris of Medina moved that the House recess to 2 o'clock p. m. today.

Mr. Thompson of Red River moved that the House recess to 1:30 o'clock p. m. today.

The motion of Mr. Morris of Medina prevailed, and the House, accordingly, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by Speaker Thomas.

#### NOTICE GIVEN.

Mr. Rogers of Harris gave notice that he would on tomorrow call up for consideration at that time House bill No. 51, which bill has heretofore been laid on the table subject to call.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to

inform the House that the Senate has passed

S. B. No. 131, A bill to be entitled "An Act to amend the laws in regard to the certification of teachers, providing for the same powers of certification to all colleges on a basis of the same standards and courses of work, and for a distinction between certificates obtained by examination and those secured through college work, providing for a gradual raising of standards for teachers through a period of several years and for more adequate examination fees, adding to Sections 107, 108, 110, 110a, 110b, 110c and 110d, Chapter 96, Acts of the Thirty-second Legislature, as amended by Section 1, Chapter 61, Acts of the Third Called Session of the Thirty-sixth Legislature, Sections 107a, 108a, 110e, repealing Sections 114, 116, 117 and 119 of Chapter 96, Acts of the Thirty-second Legislature, as amended by Section 1, Chapter 61, Acts of the Third Called Session of the Thirty-sixth Legislature, and providing a substitute therefor, repealing Section 121, Acts of the Thirty-second Legislature, and providing a substitute therefor, and amending Section 105, Chapter 96, Acts of the Thirty-second Legislature and declaring an emergency."

H. B. No. 432, A bill to be entitled "An Act to amend Section 8 of Chapter 139 of the General Laws of the State of Texas, passed by the Regular Session, and amended by the Thirty-sixth Legislature at its Second Called Session, Chapter 5, page 24, of the General Laws of the Second Called Session of the Thirty-sixth Legislature; changing the time of holding court in the various counties of the Forty-second Judicial District of Texas; abolishing the criminal jurisdiction of said district court in Stephens county and conferring said criminal jurisdiction upon the district court of the Ninetieth Judicial District of Texas; abolishing the office of assistant district attorney for Stephens county in the district courts of the Forty-second Judicial District and creating the office of district attorney in the district court of said Ninetieth Judicial District of Texas, and providing that the district attorney of said district court for said Ninetieth Judicial District shall draw the same salary as now being drawn by said assistant district attorney; validating all process, writs and bonds issued or executed prior to the taking effect of this act; repealing all laws and parts of laws in conflict herewith, and creating an emergency."

H. B. No. 468, A bill to be entitled

"An Act creating the Ninety-second Judicial District, to be composed of the counties of Young, Archer and Clay, and fixing the terms of said court; providing for the election of a district judge and district attorney; providing that the Thirtieth Judicial District, now composed of the counties of Young, Archer, Clay and Wichita, shall hereafter be composed of Wichita county only, and fixing the terms of said Thirtieth Judicial District; providing for officers of the court, and preserving the status of cases and proceeding, and declaring an emergency."

Has adopted

H. C. R. No. 38, Providing that the quarters of the Lieutenant Governor and the Speaker of the House shall not be used in their absence.

And has refused to pass

H. B. No. 18, A bill to be entitled "An Act abolishing the Markets and Warehouse Department and the Weights and Measures Department and conferring all the authority, powers, duties, functions, rights and liabilities of the Commissioner of Markets and Warehouses and of said Markets and Warehouse Department and Weights and Measures Department upon the Commissioner of Agriculture; abolishing the board, consisting of the Governor, Commissioner of Agriculture and the Commissioner of Insurance and Banking, created by Chapter 5, General Laws of the Second Called Session of the Thirty-third Legislature, and vesting the powers and duties of said board in the Commissioner of Agriculture; conferring the powers and duties of the Commissioner of Insurance and Banking, relative to warehouses upon the Commissioner of Agriculture, except such as are conferred by Chapter 3, General Laws, Second Called Session of the Thirty-third Legislature; conferring power and authority upon the Commissioner of Agriculture to administer the provisions of Chapter 5, General Laws, Second Called Session of the Thirty-third Legislature, Chapter 41, General Laws, First Called Session of the Thirty-fifth Legislature, and Chapter 116 of the General Laws, Regular Session of the Thirty-sixth Legislature, or so much of said statutes as are in force; transferring the appropriations of the Markets and Warehouse Department and the Weights and Measures Department to the Commissioner of Agriculture, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

## SENATE BILL NO. 330 ON SECOND READING.

On motion of Mr. Pope, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 330, A bill to be entitled "An Act to aid the city of Corpus Christi in the construction of a sea wall or breakwater so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes collected on property from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval counties, and by donating to said city all the State ad valorem taxes collected on property and from persons in Nueces county of Corpus Christi by act of the Thirty-fifth Legislature of Texas, known as House bill No. 694, for a period of twenty-five years, and to provide a penalty for their misapplication, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. O. B. Black of Bexar offered the following amendment to the bill:

Amend Senate bill No. 330 by striking out all after the enacting clause and insert the following:

Section 1. That for a period of twenty-five years, commencing with the fiscal year beginning September 1, 1921, there be and hereby are donated and granted by the State of Texas to the city of Corpus Christi the net amounts of all State ad valorem taxes collected upon the property and from persons in the counties of Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval, and all the net amounts of all State ad valorem taxes collected upon the property and from persons in the county of Nueces not heretofore donated to the city of Corpus Christi by act of the Thirty-fifth Legislature of the State of Texas, known as House bill No. 694, including such State ad valorem taxes as may be due said counties on the railroading stock belonging to railroad companies, which shall be ascertained and apportioned to said counties as now provided by law.

Sec. 2. That for a period of twenty-five years, commencing with the fiscal year beginning September 1, 1921, there be and are hereby donated by the State of Texas to the cities of Aransas Pass or Port Aransas; dependent on which city is selected for the location of the deep water port by the United States Government, the net amounts of all

State ad valorem taxes collected upon property and from persons in the counties of Bee, Live Oak, Victoria, Goliad and Refugio; and by donating to said cities all the State ad valorem taxes collected upon property and from persons in Aransas and San Patricio counties not heretofore donated to the cities of Rockport and Aransas Pass by Acts of the Third Called Session of the Thirty-sixth Legislature of Texas, known as House bill No. 91 and House bill No. 55, respectively; including such State ad valorem taxes as may be due said counties on the rolling stock belonging to railroad companies, which shall be ascertained and apportioned to said counties as now provided by law.

Sec. 3. At the end of each month the collector of taxes for Nueces, for Jim Wells, for Jim Hogg, for Brooks, for Kleberg, for Willacy and Duval counties shall, on forms to be furnished by the Comptroller of Public Accounts, make itemized reports, under oath, to said Comptroller, showing each and every item of State ad valorem taxes collected by them, respectively, as provided for in this act, upon property and from persons in said counties, including said railroading stock belonging to railroad companies, and accompany the same with the summarized statement showing full disposition of all such State taxes collected; each of said collectors shall present their respective reports, together with the tax receipt stubs, authorized by law to be kept, to the county clerk of his county, who shall, within two days, compare said report with said stubs, and if same agree in every particular, as regards names, dates and amounts, said clerk shall certify to its correctness, for which examination and certificate he shall be paid by the commissioners court of his county twenty-five cents for each certificate, and twenty-five cents for each two hundred taxpayers on said report. The said collectors of Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy, Duval and Nueces counties shall then immediately forward their respective reports so certified to the Comptroller and shall pay over, respectively, to the city treasurer of the city of Corpus Christi all moneys collected by them or either of them during said month, under provisions of the act, from said counties, except such amounts as are allowed by law for assessing and collecting the same, and said collectors shall forward a duplicate copy of the receipts given to them, respectively, by the

treasurer of the city of Corpus Christi for such moneys to the Comptroller.

Sec. 4. At the end of each month the collector of taxes for Bee, Live Oak, Victoria, Goliad, Refugio, Aransas and San Patricio counties shall, on forms to be furnished by Comptroller of Public Accounts, make itemized reports, under oath, to said Comptroller, showing each and every item of State ad valorem taxes collected by them, respectively, as provided for in this act, upon property and from persons within said counties, including said rolling stock belonging to railroad companies, and accompany the same with summarized statement showing full disposition of all such State taxes collected; each of said collectors shall present their respective reports, together with the tax receipt stubs, authorized by law to be kept, to the county clerk of his county, who shall, within two days, compare said report with said stubs, and if the same agree in every particular as regards names, daes and amounts, said clerk shall certify to its correctness, for which examination and certificate he shall be paid by the commissioners court of his county twenty-five cents for each certificate and twenty-five cents for each two hundred taxpayers on said report. The said collector of Bee, Live Oak, Victoria, Goliad, Refugio, Aransas and San Patricio counties shall then immediately forward their respective reports so certified to the Comptroller and shall pay over, respectively, to the city treasurer of the city of Aransas Pass, or the city of Port Aransas, dependent upon which city is selected as the location for a deep water port by the United States Government, all moneys collected by them or either of them during said month under the provisions of this act, from said counties, except such amounts as are allowed by law for assessing and collecting the same, and said collectors shall forward a duplicate copy of the respective receipts given to them, respectively, by the treasurer of the city of Aransas Pass or the city of Port Aransas for such moneys to the Comptroller.

Sec. 5. The treasurer of the city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as a deep water port by the United States government, shall, at the end of each month, make an itemized report under oath, to the Comptroller of Public Accounts, showing the amount of money received by him from the collector of taxes for said respective counties, and what disbursements, if any,

have been made during said month, of such moneys.

Sec. 6. The municipal authorities of the city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as a deep water port by the United States government, shall on the first day of January of each year, cause to be made an itemized statement under oath and in triplicate for each county, showing the amount of money received by the city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as a deep water port by the United States government, under this act, and how, to whom, and for what purpose the same has been expended. One copy of such statement, as it relates to each county, after having been audited, shall be forwarded to and filed by the county clerk of each of said counties as hereinafter provided, and the other to the Comptroller of Public Accounts. The said statement shall be sworn to by the treasurer of said city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as a deep water port by the United States government, and the correctness of each statement shall be certified to by a board of auditors, one member appointed by the commissioners court of said respective counties, who shall, while auditing said statement, have before them all vouchers upon which expenditures have been made from said fund. And no item of expenditure shall be allowed or passed by said auditors unless they have in their possession legal and proper vouchers therefor, showing compliance with this act. And upon completion of said audit the said report and all vouchers shall be attached together, numbered consecutively, and be by said auditors returned to and thereafter safely kept by the county clerks of said counties as a part of the records of their office.

Sec. 7. The moneys herein and hereby granted and donated to the city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as the location of a deep water port by the United States government, are declared to be a trust fund for the purpose of aiding the city of Corpus Christi, Aransas Pass or Port Aransas, dependent upon which city is selected as the location for a deep water port by the United States government, in paying the interest and sinking fund upon an issue or issues of bonds, the proceeds of which bonds are to be used exclusively for the construction of a sea wall or breakwater so as to protect said

city from calamitous overflows. The use or diversion of such moneys for any other purpose whatsoever, is hereby prohibited; provided, that whenever the moneys in the hands of the city treasurer received from the State under the provisions of this or any previous law shall exceed the sum of one year's interest and two per cent sinking fund on the bonds herein referred to that have been issued and are then outstanding, such excess shall be invested by said city in the purchase of their said bonds, or bonds of the United States, the State of Texas, or the bonds of any county, city or town of the State of Texas, bearing interest at the rate of not less than four per cent per annum; and provided further, that the entire sinking fund, when received by the city treasurer of said city shall be invested by the municipal authorities of said city as received, in the bonds herein referred to, or bonds of the United States, the State of Texas, or bonds of any county, city or town of the State of Texas, bearing interest at the rate of four per cent per annum. A violation of the provisions of this section shall constitute a misapplication of public money, and the person or persons so offending shall be punished as provided for in Article 96 of the Penal Code of Texas.

Sec. 8. Provided, that no funds hereunder shall be available to any of said municipalities until a final selection of the location of a deep water port in said vicinity has been made definitely by the United States government, and upon such final selection and location of said port having been definitely made the proceeds provided for in this act for the city selected as the site for said deep water port shall thereupon inure to the benefit of said city and upon such selection and location of a deep water port finally and definitely being made, the benefits provided herein for the other two cities herein named shall automatically and immediately revert to the State of Texas and any money which shall have been received by such other two cities not finally selected as a port by the United States government, shall be repaid immediately into the Treasury of the State of Texas by said other two cities.

Sec. 9. The fact that the section of country in the vicinity of the port to be selected by the United States government is only a few feet above sea level and the fact that the waves are daily eroding the shore lines, and the fact that a great number of people living in said section and a great number of vis-

itors from the State of Texas and other States are living in small houses on the bay fronts and located in such manner as to be wholly unprotected from the gulf storms, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this act take effect and be in force from and after its passage and it is so enacted.

(Mr. Quaid in the chair.)

Mr. Baldwin moved the previous question on the pending amendment and the motion was not seconded.

(Speaker in the chair.)

Question recurring on the amendment, it was adopted.

Mr. Curtis moved to reconsider the vote by which the amendment by Mr. O. B. Black of Bexar was adopted.

The motion to reconsider prevailed.

Mr. Westbrook moved the previous question on the amendment.

Mr. Darroch moved the previous question on the amendment and the bill, and the motion was not seconded.

Question recurring on the motion of Mr. Westbrook, it prevailed.

Question recurring on the amendment by Mr. O. B. Black of Bexar, it was lost.

Mr. Fly offered the following amendment to the bill:

Amend Senate bill No. 330 by striking out Section 5a and insert in lieu thereof the following:

"Sec. 5a. It is expressly provided that until the Federal Government shall have approved the plan of constructing a sea wall or break water for port purposes at the city of Corpus Christi, after said city has been designated as a deep water port by the Federal Government, the funds hereby donated shall not be retained or paid to the city of Corpus Christi; and provided that when the sinking fund created under the provisions of this act shall become sufficient to retire the bonds issued hereunder based on the 1921 valuation as an average, this act shall cease to be operative and the donation hereby made shall cease.

Signed—Fly, Beasley of McCulloch.

Mr. Johnson of Wichita moved the previous question on the pending amendment and the passage of the bill to third reading, and the main question was ordered.

Question first recurring on the amendment, it was adopted.

Senate bill No. 330 was then passed to third reading.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to  
inform the House that the Senate has  
passed

S. B. No. 231, A bill to be entitled  
"An Act to permit the purchase of  
notes, bills or other evidences of debt  
at a greater or less sum than the face  
value thereof, and limiting such powers  
to corporations having a capital stock  
of one hundred thousand dollars or  
more, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL NO. 202 ON SECOND  
READING.

On motion of Mr. Quaid, the regular  
order of business was suspended to take  
up and have placed on its second read-  
ing and passage to third reading.

S. B. No. 202, A bill to be entitled  
"An Act to authorize water improve-  
ment districts or conservation and reclama-  
tion districts which may be operating  
under contract with the United States  
Government to acquire, construct, oper-  
ate, lease or otherwise control, use or  
employ water power facilities and  
plants for the generation of electric en-  
ergy; providing the authority to incur  
necessary indebtedness for the accom-  
plishment of such purposes, and declar-  
ing that such obligation shall constitute  
a lien only upon the physical plant,  
distributing equipment and other prop-  
erty created by and for the development  
of such water power or electrical en-  
ergy; authorizing such districts to con-  
tract with like districts in other States;  
to contract such power privileges form-  
ing a part of the property of such dis-  
trict for use by municipalities or others,  
and to supply municipalities or others  
with any product or service developed  
by or incident to the operation of the  
district; authorizing such districts to  
jointly construct, own and operate any  
such irrigation or power development  
projects and to make contracts with ref-  
erence to privileges, uses, operation and  
distribution of all products of such dis-  
tricts, and fixing of liens thereof, and  
declaring an emergency."

The Speaker laid the bill before the  
House, it was read second time and was  
passed to third reading.

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence  
of the House, after giving due notice  
thereof, and their captions had been  
read severally, the following enrolled  
bills:

H. B. No. 396, "An Act to amend Sec-  
tion 15, Chapter 9, of the Second Called  
Session of the Thirty-fifth Legislature  
of Texas, the same being 'An Act to  
create a special road law for Red River  
county'; providing in said amendment  
that the county surveyor of Red River  
county, Texas, shall be ex-officio county  
road superintendent of said county, and  
requiring a bond."

H. B. No. 344, "An Act to create  
a more efficient road system for Bee  
county, Texas, making the county  
commissioners of said county ex-  
officio road commissioners and pre-  
scribing their duties as such; providing  
for their compensation as such road  
commissioners, and defining their pow-  
ers and duties; providing for the con-  
demnation of land for public road pur-  
poses, and providing that said county  
court can take materials adjacent to or  
accessible to public roads for the con-  
struction thereof, and providing for pay-  
ment thereof; providing that the com-  
missioners court shall expend money  
upon the roads, bridges and improve-  
ments therein in the different commis-  
sioners precincts outside of the cor-  
porate limits of any city or town in  
proportion to the amounts of money  
paid into the county from such differ-  
ent precincts; providing for the employ  
of one or more competent surveyors or  
engineers to supervise road work; fixing  
their salary, and providing for payment  
thereof; providing for a consulting en-  
gineer and his salary; providing that  
said court may adopt such system for  
working, laying out, draining and re-  
pairing of the public roads of the coun-  
ty as it may deem best; further pro-  
viding for the purchase of teams, tools  
and machinery for working said roads,  
and for contracting for construction of  
roads and bridges; providing a method  
of securing bids for such contracts;  
further providing that said Bee county,  
or any political subdivision thereof, may  
purchase any road building material or  
machinery; declaring certain roads and  
highways to be public roads; classifying  
all public roads; requiring the class-  
ification of the roads to be recorded in  
the minutes of the commissioners court;  
providing for the protection of trees  
along public roads, and for signboards;  
providing that the court shall have the

authority to pay necessary traveling expenses of the county judge or any of the members of the court, when sent by the court out of the county on official business; providing for exemptions from road duty to certain persons; providing that certain persons shall be liable to road duty and providing a method of enforcing work on the road, and providing a penalty for failure to perform the labor required hereunder; further providing that the commissioners court may require all able-bodied male convicts not otherwise employed, to labor on the public roads at such time and under such regulations as may be deemed proper, and for commutation as a reward for faithful service and good behavior, in no case to exceed one-fourth of the time required to satisfy his fine and cost, and one dollar per day for each day he labors; further providing that if a convict satisfies his fine in full the commissioners court shall pay a certain portion thereof to the officers and witnesses entitled to receive it out of the road and bridge fund upon the order of the court, and if a convict dies or escapes, the amount worked out shall be prorated on the fine, and to the officers and witnesses; and further providing that this act shall be taken notice of by the courts of this State, but shall be construed to be cumulative of the general laws of the State on the subjects of roads and bridges when not in conflict therewith, but in case of such conflict, this act shall control as to Bee county; defining what the term 'roads' shall include, defining the term 'work,' repealing all other special road laws heretofore passed for the benefit of Bee county, and declaring an emergency."

#### BILL RECOMMENDED.

On motion of Mr. Thomason, House bill No. 183 was recommended to the Committee on Education.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Curtis, it was ordered that Senate bill No. 297 be not printed.

On motion of Mr. Thomason, it was ordered that Senate bill No. 131 be not printed.

On motion of Mr. Rice, it was ordered that Senate bill No. 166 be not printed.

On motion of Mr. Thorn, it was ordered that Senate bill No. 311 be not printed.

On motion of Mr. Barker, it was or-

dered that Senate bill No. 293 be not printed.

#### HOUSE BILL NO. 441 ON SECOND READING.

On motion of Mr. Rice, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 441, A bill to be entitled "An Act to amend Section 2, Chapter 49, Acts of the Thirty-fourth Legislature, Regular Session, providing compulsory school attendance of blind children at the Texas School for the Blind under the enforcement provisions of said act."

The Speaker laid the bill before the House and it was read second time.

Mr. Rice offered the following amendment to the bill:

Amend House bill No. 441 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. That Article 2779b, Vernon's Sayles' Civil Statutes of 1920, being Section 2 of Chapter 49, Acts of the Regular Session of the Thirty-fourth Legislature, 1915, be and the same is hereby amended to read as follows:

Article 2779b. The following classes of children are exempt from the requirements of this act:

(a) Any child in attendance upon a private or parochial school or who is being properly instructed by a private tutor.

(b) Any child whose bodily or mental condition is such as to render attendance inadvisable, and who holds definite certificate of a reputable physician specifying this condition and covering the period of absence.

(c) Any child who is feeble-minded, for the instruction of whom no adequate provision has been made by the school district.

(d) Any child living more than two and one-half miles by direct and traveled road from the nearest public school supported for children of the same race and color of such child, and with no free transportation provided.

(e) Any child more than twelve years of age who has satisfactorily completed the work of the fourth grade of a standard elementary school of seven grades, and whose services are needed in support of a parent or other person standing in parental relation to the child, may, on presentation of proper evidence to the county superintendent of public instruction, be exempted from further attendance at school.

Sec. 2. It shall be the duty of the county superintendent to issue instruc-

tions to the school census trustees to make adequate entry upon the rolls and summaries of the various trustees which are now required by law to be filed with the county superintendent in his office, of each and every child within the scholastic age which is either deaf, dumb or blind. Upon receipt of said census reports and rolls the county school superintendent shall immediately compile a complete list of the names, ages and information contained on the census report of each child deaf, dumb or blind, certify thereto and forward same to the respective officers, the deaf and dumb to the superintendent of the Texas Deaf and Dumb School, the blind to the superintendent of the School for the Blind.

Sec. 3. The certificate made above shall constitute an application to the institution to which it is directed for the maintenance, care and education of all such children, and it shall be the duty of the superintendent of the Deaf and Dumb and the School for the Blind, respectively, to permit the entrance, provide for the maintenance, care and education of said applicants under such rules as may be prescribed by him in so far as the facilities now or hereafter be provided are adequate in such institutions.

In the event that all of said applicants or any part thereof can not be received it shall be the duty of the superintendents of the respective institutions to issue and mail to the parents of all children for whom there is no adequate facilities, a certificate to be known as an Inadequate Instructional Facilities Exemption. This exemption shall contain thereon the fact of the application and that there is now no means by which the State may maintain, care for and instruct the person to whom said certificate is given, and such other information as may be prescribed by the superintendents of the Deaf and Dumb School and the School for the Blind.

All deaf, dumb and blind children shall be subject to all the provisions of the law with reference to compulsory school attendance; provided, however, that such children as hold a certificate of exemption as above described shall be exempted from such laws and shall not be subject to any of the penalties now provided for failing to attend school.

Sec. 4. The fact that there is great need for compelling the attendance of deaf, dumb and blind children of the State upon the schools now provided and hereafter to be provided, and the further fact that there is now no method to compel the attendance of such chil-

dren at school, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and the same is hereby suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted.

Mr. Rice offered the following amendments to the bill:

(1)

Amend House bill No. 441 by striking out all before the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act to amend Section 2, Chapter 49, Acts of the Regular Session of the Thirty-fourth Legislature, 1915, so as to provide for the compulsory school attendance of the blind, deaf and dumb; and prescribing additional duties of county superintendents, requiring said officers to certify the name and number of blind, deaf and dumb in their respective counties to the State Superintendent of the School for the Deaf and Dumb and Blind, respectively; authorizing the superintendent of the School for the Deaf and Dumb and the School for the Blind to provide for the instruction of the deaf, dumb and blind in so far as instructional facilities are adequate, and authorizing said officers to issue certificates of inadequate instructional facilities, which shall have the effect of releasing the holders thereof from compulsory school attendance, and declaring an emergency.'"

(2)

Amend House bill No. 441 as amended by adding the words "and regulations" after the word "rules" in line 24, page 2, or printed House bill No. 441.

(3)

Amend House bill No. 441 as amended by striking out all of the third paragraph in Section 3 of amendment No. 1, which was adopted, and insert in lieu thereof the following:

"All deaf and dumb children between the ages of seven (7) and twenty-one (21) years of age, inclusive, and all blind and partially blind children between the ages of six (6) and fourteen (14) years of age, inclusive, whose vision is not sufficient to enable them to attend the public schools, shall be subject to all the provisions of the law with reference to the compulsory school attendance; provided, however, that such children as hold a certificate of exemption as above described shall be ex-

empted from such laws and shall not be subject to any of the penalties now provided for failing to attend school."

The amendments were severally adopted.

House bill No. 441 was then passed to engrossment.

#### HOUSE BILL NO. 441 ON THIRD READING.

Mr. Rice moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 441 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Adams.	Henderson
Baker.	of Marion.
Baldwin.	Hendricks.
Barrett of Bell.	Horton.
Barrett of Fannin.	Johnson
Bass.	of Gillespie.
Beasley	Johnson of Ellis.
of Hopkins.	Johnson
Beasley	of Wichita.
of McCulloch.	Jones.
Black, O. B.,	Kacir.
of Bexar.	King.
Black, W. A.,	Kveton.
of Bexar.	Lackey.
Bonham.	Laird.
Brady.	Lauderdale.
Branch.	Lawrence.
Brown.	Looney.
Bryant.	McCord.
Burmeister.	McDaniel.
Burns.	McFarlane.
Carpenter.	McKean.
Cox.	Martin.
Crawford.	Melson.
Crumpton.	Menking.
Cummins.	Merriman.
Curtis.	Miller of Dallas.
Darroch.	Morgan.
Davis, John E.,	Moore.
of Dallas.	Morris of Medina.
Davis, John,	Morris
of Dallas.	of Montague.
Dinkle.	Mott.
Duffey.	Neblett.
Duncan.	Perkins
Edwards.	of Cherokee.
Faubion.	Pool.
Fly.	Pope.
Fugler.	Quaid.
Garrett.	Quicksall.
Grissom.	Rice.
Hall.	Rogers of Harris.
Hanna.	Rogers of Shelby.
Harrington.	Rountree.
Henderson	Rowland.
of McLennan.	Satterwhite.

Schweppe.	Thompson
Seagler.	of Red River.
Sims.	Thorn.
Sneed.	Thrasher.
Stephens.	Veatch.
Stevenson.	Wadley.
Stewart of Reeves.	Walker.
Swann.	Wallace.
Sweet of Tarrant.	Webb.
Teer.	West.
Thomas	Westbrook.
of Limestone.	Williams
Thomason.	of Montgomery.
	Wright.

Present—Not Voting.

Wessels.

Absent.

Aiken.	Lindsey.
Beavens.	Mathes.
Childers.	Owen.
Chitwood.	Perkins of Lamar.
Coffee.	Pollard.
Estes.	Smith.
Hardin.	Thompson
Hill.	of Harris.
Kellis.	

Absent—Excused.

Barker.	Patman.
Binkley.	Perry.
Burkett.	Quinn.
Greer.	Rosser.
Harrison.	Shearer.
Laney.	Stewart
Leslie.	of Edwards.
McLeod.	Sweet of Brown.
Malone.	Williams
Marshall.	of McLennan.
Miller of Parker.	

The Speaker then laid House bill No. 441 before the House, it was read third time and was passed.

#### SENATE BILL NO. 316 ON SECOND READING.

On motion of Mr. John Davis of Dallas, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 316, A bill to be entitled "An Act granting to the city of Port Lavaca, Texas, all right, title and interest of the State to certain land lying and being situated under the waters of Lavaca Bay, and granting to said city of Port Lavaca, Texas, the right, power and authority to locate, construct, own and maintain certain sea walls or breakwaters on said lands, and to fill in the space between the main land and said sea wall or breakwaters with sand, dredge spoil or other material, and

granting to the said city of Port Lavaca the right to take from Lavaca Bay such sand, dredge spoil or other material as may be necessary or desirable for filling in such space; and authorizing said city of Port Lavaca to remove and abate any encroachment or structures existing on said property, and to bring suit or suits as may be necessary to carry out the provisions of this act; and granting to said city of Port Lavaca the right to fix the shipping district, and to authorize, purchase, construct, own and maintain piers and wharves and to grant franchise therefor, and to construct and maintain slips into the waters of Lavaca Bay beyond said sea walls or breakwaters, and within the territory herein granted; granting the right of eminent domain, and reserving all mineral rights to the State; providing for the appraisement of said land and the sum per acre to be paid for said land, and the disposition of said funds, and the issuance of a patent therefor; fixing the time to begin construction and reserving to the State and the United States Government the right to erect wharves, piers and buildings on said land, and reserving the right to place all piers and wharves and the rates and charges thereon under the supervision of the Railroad Commission of the State, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 29 ON SECOND READING.

On motion of Mr. Johnson of Gillespie, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 29, A bill to be entitled "An Act defining live stock commission merchants; requiring such merchants to give bond; providing for the renewal of such bond; the approval and recording of the same; imposing penalties for pursuing the occupation of a live stock commission merchant when bond has not been made or renewed, or when there has been an intentional breach of said bond, or for making materially false statements in the application relative to fixing the amount of the bond; requiring remittances of the proceeds of stock sold by such commission merchant to be made to the parties rightfully entitled thereto within forty-eight hours after such sale has been

made, either in certified check or bank exchange unless waived in writing by the parties rightfully entitled thereto and prescribing penalty for failure to so remit; prohibiting the appropriation or use for any purpose by such live stock commission merchant of net proceeds of live stock sold by such live stock commission merchant, and prescribing penalty for so appropriating or using; requiring the posting of a certified copy of the bond in some conspicuous place in the office of the principal place of business of said live stock commission merchant and prescribing penalty for failure so to do; providing for suits upon said bond and fixing the venue thereof; repealing all laws in conflict herewith, and especially the act of the Thirty-third Legislature, Chapter 49, Regular Session, page 93, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Curtis offered the following amendment to the bill:

Amend Senate bill No. 29, Section 10, page 6 of printed bill, by inserting after the word "shall," in line 18, the words "after demand therefor."

The amendment was lost.

Mr. Curtis offered the following amendment to the bill:

Amend Senate bill No. 29, Section 3, page 2 of printed bill, by inserting just before the word "remit," in line 30, the words "on demand."

Mr. Cummins moved the previous question on the pending amendment and passage of the bill to third reading, and the main question was ordered.

Question first recurring on the amendment, it was lost.

Senate bill No. 29 was then passed to third reading.

#### SENATE BILL NO. 137 ON SECOND READING.

On motion of Mr. Brady, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 137, A bill to be entitled "An Act to amend Chapter 140, Acts of the Thirty-sixth Legislature, granting to J. J. Kans, of the city of Galveston, Texas, his heirs and assigns, an extension of time in which the sum of not less than \$150,000 should be expended in the construction of a dry dock or marine railway on certain submerged flats or lands on the shore of Galveston bay, and declaring an emergency."

The Speaker laid the bill before the

House, it was read second time and was passed to third reading.

#### SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee as follows:

Senate bill No. 231, to the Committee on Banks and Banking.

#### HOUSE BILL NO. 341 ON SECOND READING.

On motion of Mr. Beasley of McCulloch, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 341, A bill to be entitled "An Act to amend Article 7617, Chapter 13, Title 126, of the Revised Statutes of 1911, and providing additional duties of the tax collector, requiring an entry upon the tax rolls when payment of taxes has been made, and prescribing that such entry shall be taken as evidence of the payment of said tax; specifying a penalty for failure to perform such duties, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Beasley of McCulloch offered the following (committee) amendment to the bill:

Amend House bill No. 341 by striking out all after the enacting clause and insert the following:

Section 1. That Article 7617, Chapter 13, Title 126, Revised Statutes of 1911, be amended so as to hereafter read as follows:

Sec. 2. The collector of taxes, or his deputy, whenever any tax is paid, shall give to the person paying the same a receipt therefor, specifying the amount of State, county and district taxes and the year or years for which such tax was assessed; said receipt shall also show the number of acres of land in each separate tract, number, abstract and name of original grantee, and any city or town lot and name of city or town, and total value of all property assessed; the said receipt shall have a duplicate, to be retained by the tax collector. The collector of taxes shall provide himself with a seal, on which shall be inscribed a star with five points, surrounded by the words "Collector of Taxes ..... County" (the blank to be filled with the name of the county), and shall impress said seal on each receipt and duplicate, given by him for taxes collected on real estate;

and said receipt having the seal attached shall be admissible to record in the county in which the property is situated in same manner as deeds duly authenticated, and when so recorded shall be full and complete notice to all persons of the payment of said tax; provided it shall be the duty of the tax collector, when any taxes are paid to insert in margin of the tax rolls the words and figures as follows: "Taxes paid.....day of ..... No. of receipt....."

(dates to be filled and receipt No. to be given) and signed by the collector, and such entry shall be evidence to all the world of the payment of such tax, and that such entries may be used in evidence on issues involving the payment of same.

Any county tax collector who shall fail to comply with any of the provisions of the law imposing the duty upon said tax collector to make the entry of taxes paid, upon the tax roll, as above described, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than one hundred (\$100) dollars, nor more than five hundred (\$500) dollars.

Sec. 3. The fact that there are many suits for delinquent taxes brought when taxes have been paid, and such has resulted by reason of the failure of the tax collector to make entries upon the tax rolls, and the necessity for the remedy sought, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

Mr. Baldwin offered the following amendment to the (committee) amendment:

Amend House bill No. 341, page 3, line 12, by inserting after the word "be" the word "conclusive."

The amendment to the (committee) amendment was lost.

Question recurring on the (committee) amendment, it was adopted.

House bill No. 341 was then passed to engrossment.

#### MOTION TO TAKE UP HOUSE BILL NO. 72.

Mr. Garrett moved to suspend the House rule requiring one day's notice to be given of intention of calling up for consideration a bill which has been laid on the table subject to call for the purpose of taking up for consideration at this time House bill No. 72.

The motion was lost.

# MOTION TO TAKE UP HOUSE BILL NO. 246.

Mr. Lackey moved to suspend the regular order of business to take up House bill No. 246, and the motion was lost.

# RELATING TO CONSIDERATION OF SENATE BILLS.

Mr. John Davis of Dallas moved that that part of Section 5 of House Rule 18, providing that no Senate bill on its second reading shall be considered during the last seventy-two hours of the Regular Session of the Legislature or during the last seventy-two hours of any Special or Called Session, be suspended, and that it shall be in order to consider Senate bills on their second reading until 12 o'clock noon, Thursday, March 10.

The motion prevailed.

# HOUSE BILL NO. 361 ON SECOND READING.

On motion of Mr. Henderson of Marion, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 361, A bill to be entitled "An Act to appropriate five million dollars (\$5,000,000) out of the general funds of the State to aid the public schools for the scholastic year beginning September 1, 1921, and ending August 31, 1922, the same to be distributed as the available school fund is now distributed."

The Speaker laid the bill before the House and it was read second time.

Mr. Henderson of Marion offered the following amendment to the bill:

Amend House bill No. 361 by striking out the word "five," page 1, line 14, and substituting therefor the word "three."

The amendment was adopted.

Question—Shall the bill be passed to engrossment?

# SENATE BILL ON FIRST READING.

The following Senate bill was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 131, to the Committee on Education.

# MOTION FOR SPECIAL ORDER.

Mr. John Davis of Dallas moved that Senate bill No. 142 be set as a special order for 9:30 o'clock a. m. tomorrow, and the motion was lost.

# SPECIAL ORDER SET.

On motion of Mr. Moore, Senate bill No. 111 was set as a special order for 8 o'clock p. m. today.

# RECESS.

Mr. Johnson of Wichita moved that the House recess to 8 o'clock p. m. today.

Mr. Wessels moved that the House adjourn until 10 o'clock a. m. next Friday.

Mr. Morris of Medina moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Johnson of Wichita prevailed, and the House accordingly, at 5:45 o'clock p. m., took recess to 8 o'clock p. m. today.

# NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by Speaker Thomas.

# SENATE BILL NO. 111 ON SECOND READING.

(Special Order.)

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to third reading,

S. B. No. 111, A bill to be entitled "An Act authorizing the Governor of Texas to appoint a commission composed of three citizens of the State of Texas, to purchase additional lands adjacent to the University property, in the city of Austin, for the use and benefit of the University of Texas; prescribing the duties of such commission and describing the land to be purchased by the commission; authorizing condemnation proceedings in event the land desired cannot be acquired at reasonable price without such condemnation; making appropriation for the purchase of the same and directing how and when the same shall be paid for and requiring a bond from certain citizens of Austin guaranteeing that the land can be acquired at an amount not exceeding the sum herein appropriated, and declaring an emergency."

The bill was read second time.

Mr. Jones offered the following amendments to the bill:

(1)

Amend Senate bill No. 111, page 1, line 40, by striking out the words "of such."

(2)

Amend Senate bill No. 111, page 2, line 1, by striking out the words "out of the lands."

(3)

Amend Senate bill No. 111, page 2, lines 16, 17 and 18, by striking out all of such lines after the word "purchase" in line 16, and substitute the words "the following lands."

(4)

Amend Senate bill No. 111, page 2, line 15, add after the word "Act" in said line the following: "It being hereby specifically provided that no part of the sum hereby appropriated shall be available until the bond provided for in Section 10 has been executed and approved by the Commission herein provided for as to solvency; but after said bond has been executed and approved tracts and parcels of the land hereinafter described may be purchased and the purchase price paid to the several owners as the titles to same are accepted and there shall be no lapse of any part of this appropriation until and unless the whole of the land hereinafter described has been acquired and paid for."

(5)

Amend Senate bill No. 111, page 5, line 35, by striking out the words "tract or."

(6)

Amend Senate bill No. 111, page 5, lines 35 and 36, by striking out the words "to be fixed by said Commission" and insert in lieu thereof the words "appropriated by this bill."

The amendments were severally adopted.

Mr. Morris of Medina offered the following amendment to the bill:

Amend Senate bill No. 111, page 2, line 10, by striking out the period and adding the following: "and said Commission shall begin its labors as soon as practicable and conclude its labors not later than January 1st, 1923."

Signed—Morris of Medina, Morgan, O. B. Black of Bexar.

The amendment was adopted.

Mr. Curtis offered the following amendment to the bill:

Amend Senate bill No. 111, Section 1, page 1, by adding after the word "State" in line 39, the following: "one of whom and only one shall be a citizen residing in the city of Austin, Texas."

On motion of Mr. Williams of McLennan, the amendment was tabled.

Mr. Cummins offered the following amendment to the bill:

Amend said bill by adding the following after the word "deed," on page 7, line 11: "and said Commission shall take a deed from said grantor or grantors to any street and alley abutting, joining or adjacent to said property so purchased by said Commission."

The amendment was adopted.

Mr. Moore offered the following amendment to the bill:

Amend Senate bill No. 111, page 2, Section 2, line 11, by striking out the words and figures "one million five hundred thousand (\$1,500,000) dollars" and substitute in lieu thereof the words and figures "one million (\$1,000,000) dollars, or so much thereof as may be necessary."

Mr. Jones moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—27.

Bass.	Lackey.
Black, O. B.,	Lauderdale.
of Bexar.	McCord.
Black, W. A.,	Miller of Dallas.
of Bexar.	Morgan.
Burmeister.	Morris of Medina.
Cummins.	Neblett.
Curtis.	Pool.
Duncan.	Quicksall.
Hall.	Rogers of Harris.
Hendricks.	Rountree.
Johnson of Ellis.	Sims.
Johnson	Sneed.
of Wichita.	West.
Jones.	

Nays—80.

Adams.	Duffey.
Aiken.	Edwards.
Baldwin.	Faubion.
Barker.	Fly.
Barrett of Bell.	Fugler.
Barrett of Fannin.	Garrett.
Beasley	Grissom.
of Hopkins.	Hanna.
Bonham.	Hardin.
Brady.	Harrington.
Branch.	Henderson
Bryant.	of Marion.
Burns.	Hill.
Carpenter.	Horton.
Childers.	Johnson
Chitwood.	of Gillespie.
Crawford.	Kacir.
Crumpton.	Kellis.
Darroch.	King.
Davis, John E.,	Kveton.
of Dallas.	Laird.
Davis, John,	Lawrence.
of Dallas.	Looney.

McDaniel.	Stephens.
McFarlane.	Stevenson.
McKean.	Stewart of Reeves.
Martin.	Swann.
Melson.	Sweet of Tarrant.
Menking.	Teer.
Merriman.	Thomason.
Moore.	Thompson
Morris	of Red River.
of Montague.	Thorn.
Mott.	Thrasher.
Owen.	Veatch.
Perkins	Wadley.
of Cherokee.	Walker.
Pope.	Wallace.
Quaid.	Webb.
Rice.	Wessels.
Rowland.	Westbrook.
Satterwhite.	Williams
Schweppe.	of Montgomery.
Seagler.	Wright.
Smith.	

Absent.

Beasley	Henderson.
of McCulloch.	of McLennan.
Beavens.	Malone.
Brown.	Mathes.
Coffee.	Rogers of Shelby.
Cox.	Thomas
Dinkle.	of Limestone.
Estes.	Thompson
	of Harris.

Absent—Excused.

Baker.	Perkins of Lamar.
Binkley.	Perry.
Burkett.	Pollard.
Greer.	Quinn.
Harrison.	Rosser.
Laney.	Shearer.
Leslie.	Stewart
Lindsey.	of Edwards.
McLeod.	Sweet of Brown.
Marshall.	Williams
Miller of Parker.	of McLennan.
Patman.	

Mr. Moore then withdrew the amendment.

Mr. Williams of McLennan offered the following amendment to the bill:

Strike out all below the enacting clause and substitute the following:

Section 1. The Governor of the State of Texas is hereby authorized and requested to appoint a commission of three citizens of this State to act as a board to negotiate for and purchase of such lands adjacent to the University campus in the city of Austin out of the lands herein described for the use of the University of Texas, the title of said land to be taken in the name of the Board of Regents of the University of Texas, and their successors, and when

the same is acquired, shall be subject to the management and control of the Board of Regents in the same manner and to the extent that the lands now held by the University of Texas in the city of Austin are held and controlled. The official name of said board shall be "The University Land Acquisition Board" and said board, when appointed, shall appoint its own presiding officer.

Sec. 2. The sum of one million dollars is hereby appropriated out of any funds in the State of Texas not otherwise appropriated, to be expended by the Commission designated in Section 1 hereof for the purpose of paying for the lands acquired by the Commission under the terms of this act.

Sec. 3. The said board shall purchase such lands as in their judgment is necessary and proper out of the following tracts of land, to wit:

Tract One. Beginning at the southwest corner of the tract of land willed by George W. Littlefield to the University of Texas for a girls' dormitory, at the intersection of Twenty-fourth street and Whitis avenue, thence north with the east line of said Whitis avenue to Twenty-fifth street; thence eastwardly to the intersection of Twenty-fifth street and Speedway street; thence south with said Speedway street with the west line of said Speedway street to a point 150 feet south of the north line of Block 7 in the city of Austin and at the intersection of said Speedway and an alley running east, as same appears in the official map of the city of Austin; thence east with the north line of said alley to the intersection of said alley as extended with Waller creek in the center thereof; thence south with the meanders of said creek, and in the center of same, to the intersection of said creek with the south line of Twenty-fourth street in the city of Austin; thence west with said south line of Twenty-fourth street to a point directly south of the place of beginning; thence north across said Twenty-fourth street to the place of beginning.

Tract Two. Beginning at the intersection of the south line of Twenty-fourth street and Speedway, thence east with said south line of Twenty-fourth street to the intersection of Twenty-fourth street and Waller creek and in the center thereof; thence south with the meanders of said creek to the intersection of said creek with the south line of Twenty-first street in the city of Austin; thence west with said south line of Twenty-first street to the inter-

section of same with Speedway; thence north with said Speedway to the place of beginning.

Tract Three. Beginning at the intersection of Speedway and the south line of Twenty-first street, thence east with the said south line of Twenty-first street to the intersection of same with the Waller creek, and in the center thereof; thence southwardly with the meanders of said creek, and in the center thereof, to the intersection of said creek with the north line of Nineteenth street in the city of Austin; thence west with said north line of Nineteenth street to the intersection of said Nineteenth street with the east line of Speedway in the city of Austin; thence north with said east line of Speedway to the place of beginning.

Tract Four. Beginning at the intersection of the north line of Twenty-fourth street with Waller creek, in the center of said creek; thence east with said north line of Twenty-fourth street to the intersection of said north line with the west line of Red River street; thence south with said west line of Red River street to the intersection of said street with the north line of Pelham street; thence west with said north line of said Pelham street to the intersection of same with Waller creek, in the center of said creek; thence northwardly with the meanders of said creek and the center thereof to the place of beginning.

Sec. 4. There is excepted from the lands herein described all property which now belongs to the University of Texas and such as is now occupied by religious, charitable or eleemosynary institutions.

Sec. 5. The commission herein appointed shall not pay any sum whatever for any street or alley embraced in the description of the property herein described, and shall procure from the city of Austin the right to close or change such streets at such time as the Board of Regents, or their successors, may desire.

Sec. 6. The commission herein provided for shall take deeds in fee to each and every lot, block, piece or parcel purchased by them, said deed to be in the name of the Board of Regents of the University of Texas and their successors in office, for the use and benefit of the University of Texas and the State of Texas. The board shall purchase such land upon agreement directly between them and the different owners and at the lowest price possible to be agreed upon between the board and the

owners, and if the purchase price of any lot or parcel of land cannot be agreed upon and the board desires to procure the title thereto, they are hereby authorized and empowered and it shall be their duty to institute condemnation proceedings in the name of the State of Texas for the use of the University of Texas for such blocks or lands as may be desired, and shall proceed with said condemnation in the manner provided by law in the exercise of the power of eminent domain by railroad companies in acquiring right-of-ways.

The board is hereby authorized and empowered to contract for the property or any part thereof described in the tracts of land herein, either with or without the improvements upon said land, but after the title of said property is acquired, the disposition of the improvements of said property shall vest in and be subject to the control of the Board of Regents and their successors, and they shall hold said lands and improvements thereon with the same authority and extent as the present lands in the city of Austin used and occupied and controlled by the University of Texas are held.

Upon the acquisitions of the lands above described by the board or commission herein created, and the delivery of the same to the Board of Regents, the said Board of Regents and their successors shall have the right to lease the buildings and improvements situated upon the land acquired for such sum and for such period of time as in their judgment is best and the revenues derived therefrom shall be deposited and become a part of the available fund. It is expressly provided, however, that no lease of any of said property shall be for a longer term than ten years, and such lease shall specifically retain the right in the Board of Regents to terminate same on the first day of any January after the date said lease was executed. The Board of Regents is hereby expressly empowered to dismantle, tear down and dispose of or remove any and all improvements from such land as may be acquired under the provisions of this act.

Sec. 7. The purchase price of any and all land acquired under the provisions of this act shall be paid directly to the owners of said land by vouchers drawn by the Comptroller of the State against the fund herein provided, upon the written order of at least two of the Commissioners appointed under the terms of this act, and no voucher shall

be drawn for the purchase of any of the land described in this act unless the deed for the land from the owners, approved by the Attorney General, accompany the order of the commissioners to the Comptroller for the voucher.

Sec. 8. The appropriation herein made shall be entered upon the books of the Treasurer of the State of Texas to the credit of the University Land Acquisition Board.

Sec. 9. The commissioners herein provided for shall receive the sum of ten dollars per day for such time as they may be actually engaged in the work incident to the acquisition of the property herein described not to exceed 150 days, and said commissioners are hereby authorized to expend such sum as they may deem necessary for making or having made such survey and scientific investigation of the different tracts of land herein described as they may deem necessary, not to exceed five thousand dollars. All moneys expended or paid out as provided for in this section shall be paid out of the fund herein provided for and set apart.

Sec. 10. It is hereby made the duty of the commission provided for before purchasing any of the land herein described to require a guaranty bond from the Chamber of Commerce or citizens of Austin, guaranteeing to said commission that each or all of the different tracts of land herein described can be secured by said board for the purposes herein specified at a specific net price; said bond to be drawn by the Attorney General of the State of Texas in such words, tenor and effect as in his opinion will be binding and to be approved by him, it being the intention of this section that said commission may determine what specific tract or tracts described in this act they desire to purchase, and the reasonable price of said entire tract or tracts and to require, before entering into the purchase of any part of said tract or tracts, the Chamber of Commerce and the citizens of Austin to guarantee that the whole of said tract or tracts can be secured at a price not exceeding the sum to be fixed by said commission. Said maximum price to cover all condemnation proceedings and the cost incident thereto that may be necessary for the acquisition of the property, and the Attorney General of the State of Texas is hereby authorized and directed to bring and prosecute all condemnation proceedings that may be necessary under the terms of this act at the request of the commission herein appointed.

Sec. 11. The fact that the University campus is inadequate and it is impossible to facilitate the growth and expansion of the University, and that the land above described is adjacent to, available and particularly adapted for use as a University site in connection with the present campus, and the fact that it is now an opportune time for the purchase of lands herein mentioned, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and that this act shall take effect and be in force from and after its passage and such rule is hereby suspended, and it is so enacted.

Mr. Burmeister offered the following amendment to the amendment:

Amend (committee) amendment to House bill No. 149 by inserting in line 38, page 4, between the words "in" and "the" the following: "the treasury of."

Signed—Burmeister, Walker.

The amendment to the amendment was adopted.

Mr. Morris of Medina offered the following amendment to the bill:

Amend Senate bill No. 111 by striking out the enacting clause.

Mr. Darroch moved the previous question on the pending amendments and the passage of the bill to third reading, and the main question was ordered.

Question first recurring on the amendment striking out the enacting clause of the bill, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—14.

Barrett of Fannin.	Morris
Brown.	of Montague.
Davis, John E.,	Satterwhite.
of Dallas.	Scheweppe.
Grissom.	Stewart of Reeves.
Hardin.	Thompson
Kveton.	of Red River.
Looney.	Wessels.
Morris of Medina.	

Nays—88.

Adams.	Black, W. A.,
Aiken.	of Bexar.
Baldwin.	Bonham.
Barker.	Brady.
Barrett of Bell.	Bryant.
Bass.	Burkett.
Beasley	Burmeister.
of Hopkins.	Burns.
Beasley	Carpenter.
of McCulloch.	Childers.
Black, O. B.,	Chitwood.
of Bexar.	Crawford.

Crumpton.	Merriman.
Cummins.	Miller of Dallas.
Curtis.	Moore.
Darroch.	Mott.
Davis, John,	Neblett.
of Dallas.	Owen.
Duffey.	Perkins
Duncan.	of Cherokee.
Edwards.	Pool.
Faubion.	Pope.
Fly.	Quaid.
Fugler.	Quicksall.
Garrett.	Rice.
Hall.	Rogers of Harris.
Hanna.	Rountree.
Harrington.	Rowland.
Henderson	Seagler.
of McLennan.	Sims.
Henderson	Smith.
of Marion.	Sneed.
Hendricks.	Stevenson.
Hill.	Swann.
Horton.	Teer.
Johnson	Thomason.
of Wichita.	Thorn.
Jones.	Thrasher.
Kacir.	Veatch.
Kellis.	Wadley.
King.	Walker.
Lackey.	Wallace.
Laird.	West.
Lauderdale.	Westbrook.
Lawrence.	Williams
McCord.	of McLennan.
McDaniel.	Williams
McFarlane.	of Montgomery.
Martin.	Wright.
Melson.	

Absent.

Beavens.	Mathes.
Branch.	Menking.
Coffee.	Morgan.
Cox.	Rogers of Shelby.
Dinkle.	Stephens.
Estes.	Sweet of Tarrant.
Johnson	Thomas
of Gillespie.	of Limestone.
Johnson of Ellis.	Thompson
Lindsey.	of Harris.
Malone.	Webb.

Absent—Excused.

Baker.	Patman.
Binkley.	Perkins of Lamar.
Greer.	Perry.
Harrison.	Pollard.
Laney.	Quinn.
Leslie.	Rosser.
McKean.	Shearer.
McLeod.	Stewart
Marshall.	of Edwards.
Miller of Parker.	Sweet of Brown.

Question next recurring on the amendment by Mr. Williams of McLennan, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—65.

Adams.	Kveton.
Aiken.	Lackey.
Barker.	McCord.
Barrett of Bell.	McDaniel.
Barrett of Fannin.	Martin.
Beasley	Melson.
of Hopkins.	Moore.
Beasley	Morris
of McCulloch.	of Montague.
Bonham.	Mott.
Brady.	Owen.
Bryant.	Perkins
Burmeister.	of Cherokee.
Burns.	Pope.
Carpenter.	Rice.
Childers.	Rountree.
Chitwood.	Rowland.
Crumpton.	Seagler.
Curtis.	Smith.
Darroch.	Sneed.
Davis, John E.,	Stevenson.
of Dallas.	Stewart of Reeves.
Duffey.	Swann.
Edwards.	Teer.
Faubion.	Thomason.
Fly.	Thompson
Fugler.	of Red River.
Garrett.	Thorn.
Hanna.	Thrasher.
Harrington.	Veatch.
Henderson	Wadley.
of McLennan.	Wallace.
Henderson	Williams
of Marion.	of McLennan.
Hill.	Williams
Kacir.	of Montgomery.
King.	Wright.

Nays—33.

Baldwin.	Kellis.
Bass.	Laird.
Black, O. B.,	Lauderdale.
of Bexar.	Lawrence.
Black, W. A.,	Looney.
of Bexar.	Merriman.
Brown.	Miller of Dallas.
Cummins.	Morris of Medina.
Davis, John,	Neblett.
of Dallas.	Pool.
Duncan.	Quaid.
Grissom.	Quicksall.
Hardin.	Rogers of Harris.
Hendricks.	Satterwhite.
Horton.	Schweppe.
Johnson of Ellis.	Sims.
Johnson	Walker.
of Wichita.	West.
Jones.	

Absent.

Beavens.	Cox.
Branch.	Crawford.
Coffee.	Dinkle.

Estes.  
Hall.  
Johnson  
of Gillespie.  
McFarlane.  
McKean.  
Mathes.  
Menking.  
Morgan.  
Rogers of Shelby.

Stephens.  
Sweet of Tarrant.  
Thomas  
of Limestone.  
Thompson  
of Harris.  
Webb.  
Wessels.  
Westbrook.

Absent—Excused.

Baker.  
Binkley.  
Burkett.  
Greer.  
Harrison.  
Laney.  
Leslie.  
Lindsey.  
McLeod.  
Malone.  
Marshall.

Miller of Parker.  
Patman.  
Perkins of Lamar.  
Perry.  
Pollard.  
Quinn.  
Rosser.  
Shearer.  
Stewart  
of Edwards.  
Sweet of Brown.

Reason for Vote.

I vote "nay" for the reason that I believe the Senate is the best proposition to settle this matter.

QUICKSALL.

Question then recurring on the passage of the bill to third reading, yeas and nays were demanded.

Mr. Williams of McLennan moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate bill No. 111, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Curtis, the Sergeant-at-Arms was instructed to enforce the attendance of the absentees.

The Clerk was instructed to call the roll for the purpose of ascertaining the names of absentees.

The roll was called and a list of all absent members was furnished to the Sergeant-at-Arms.

The roll was then called on the passage of Senate bill No. 111 to third reading.

The bill was passed to third reading by the following vote:

Yeas—66.

Adams.  
Aiken.

Barker.  
Barrett of Bell.

Bass.  
Beasley  
of Hopkins.  
Beasley  
of McCulloch.  
Black, O. B.,  
of Bexar.  
Black, W. A.,  
of Bexar.  
Bonham.  
Brady.  
Burkett.  
Burmeister.  
Carpenter.  
Chitwood.  
Crumpton.  
Cummins.  
Curtis.  
Darroch.  
Davis, John,  
of Dallas.  
Duffey.  
Duncan.  
Edwards.  
Faubion.  
Fly.  
Fugler.  
Garrett.  
Harrington.  
Henderson  
of McLennan.  
Henderson  
of Marion.  
Hendricks.  
Hill.  
Johnson of Ellis.

Jones.  
Kacir.  
King.  
Lackey.  
McCord.  
McDaniel.  
Melson.  
Merriman.  
Moore.  
Mott.  
Neblett.  
Perkins  
of Cherokee.  
Pope.  
Quaid.  
Rice.  
Rogers of Harris.  
Rountree.  
Rowland.  
Seagler.  
Sims.  
Smith.  
Sneed.  
Stevenson.  
Swann.  
Teer.  
Thomason.  
Thrasher.  
Wadley.  
Wallace.  
West.  
Williams  
of McLennan.  
Williams  
of Montgomery.  
Wright.

Nays—24.

Baldwin.  
Barrett of Fannin.  
Brown.  
Burns.  
Davis, John E.,  
of Dallas.  
Grissom.  
Hanna.  
Hardin.  
Johnson  
of Wichita.  
Kellis.  
Kveton.  
Laird.

Lauderdale.  
Lawrence.  
Looney.  
Miller of Dallas.  
Morris of Medina.  
Morris  
of Montague.  
Satterwhite.  
Schweppe.  
Stewart of Reeves.  
Thompson  
of Red River.  
Thorn.  
Walker.

Present—Not Voting.

Mr. Speaker.  
Martin.

Quicksall.  
Veatch.

Absent.

Beavens.  
Branch.  
Bryant.  
Coffee.  
Cox.  
Crawford.  
Dinkle.

Estes.  
Hall.  
Johnson  
of Gillespie.  
McFarlane.  
McKean.  
Mathes.

Menking.	Sweet of Tarrant.
Morgan.	Thomas
Owen.	of Limestone.
Pool.	Thompson
Rogers of Shelby.	of Harris.
Shearer.	Webb.
Stephens.	Wessels.
Stewart	Westbrook.
of Edwards.	

## Absent—Excused.

Baker.	Marshall.
Binkley.	Miller of Parker.
Greer.	Patman.
Harrison.	Perkins of Lamar.
Laney.	Perry.
Leslie.	Pollard.
Lindsey.	Quinn.
McLeod.	Rosser.
Malone.	Sweet of Brown.

## Paired.

Mr. Horton (present), who would vote "nay," with Mr. Childers (absent), who would vote "yea."

## MOTION TO SUSPEND CONSTITUTIONAL RULE.

Mr. Williams of McLennan moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 111 be placed on its third reading and final passage.

Question—Shall the motion to suspend the constitutional rule prevail?

## ADJOURNMENT.

Mr. Miller of Dallas moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Pope moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Miller of Dallas prevailed and the House accordingly, at 11:59 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

## APPENDIX.

## STANDING COMMITTEE REPORTS.

The following standing committees filed favorable reports on bills today, as follows:

Banks and Banking: Senate bill No. 231.

Judiciary: Senate bill No. 190.

Education: Senate bills Nos. 173, 131.

Municipal and Private Corporations: House bill No. 574, Senate bill No. 300.

Agriculture: House bill No. 503.  
Constitutional Amendments: House Joint Resolution No. 30.

State Affairs: Senate bills Nos. 330, 293.

Penitentiaries: Senate bills Nos. 284, 267.

Insurance: Senate bill No. 297.

Criminal Jurisprudence: Senate bill No. 148.

Judicial Districts: Senate bills Nos. 311, 294.

Game and Fisheries: Senate bill No. 335.

State Eleemosynary Institutions: Senate bill No. 166.

The following standing committees filed adverse reports today on bills, as follows:

Appropriations: Senate bills Nos. 266, 279.

Judiciary: Senate bill No. 191.

Common Carriers: Senate bill No. 109.

State Affairs: House bills Nos. 539, 573, House Joint Resolution No. 37.

Labor: Senate bill No. 167.

## REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 569, A bill to be entitled "An Act fixing the compensation of the official shorthand reporters in the Eighty-eighth and Ninety-first Judicial Districts, Eastland county, Texas; prescribing the method of payment, and declaring an emergency."

H. B. No. 570, A bill to be entitled "An Act making an appropriation of the sum of twenty-five hundred dollars or so much thereof as may be necessary, when supplemented by a like sum by Glenwood Cemetery Society or citizens, to erect a monument in Glenwood Cemetery, near Groesbeck, in Limestone county, Texas, to mark the graves of the heroes and martyrs who were slain by Indians in the defense of Fort Parker on May 18, 1836, and to create a commission for that purpose, and to erect such monument and for other purposes, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,  
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 254, A bill to be entitled "An Act to apportion the State of Texas into representative districts, and to fix the number of representatives thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,  
Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 417, A bill to be entitled "An Act to amend Section 26, Chapter 15, of the Acts passed at the Second Called Session of the Thirty-first Legislature, amending said act so as to increase the examination fees to be paid by State banks for the quarterly examination thereof, and declaring an emergency."

H. B. No. 430, A bill to be entitled "An Act to amend Section 29, Chapter 118, General Laws of the Thirty-second Legislature, Regular Session, approved March 28, 1911, as amended by Chapter 36, page 91, General Laws, Thirty-third Legislature, First Called Session, 1913, entitled 'An Act to authorize the commissioners courts of the several counties of Texas to create and establish drainage districts, construct canals, drains and ditches, to make levees, improve streams and water courses and make other improvements for the purpose of drainage, etc., and declaring an emergency,' the said section relating to the execution of a bond by the county judge after registration of drainage bonds; payment of premium by drainage district if bond is executed by surety company, and providing for the compensation of the county judge for his service, so that said section shall hereafter read as herein set out, and declaring an emergency."

H. B. No. 545, A bill to be entitled "An Act making it unlawful for any person or persons to hunt and kill doves and quail more than thirty-one days in each year in Fayette county, State of Texas, and declaring an emergency."

H. B. No. 584, A bill to be entitled "An Act creating the Hull Independent School District in Liberty county, Texas; defining its boundaries; providing for a board of trustees to manage schools within said district, and investing the said district with the rights, powers, authority, jurisdiction, privileges and duties of a town or village incorporated for free school purposes only under the general laws, and declaring an emergency."

And find the same correctly engrossed.  
SNEED, Chairman.

#### COMMUNICATION FROM AUSTIN CHAMBER OF COMMERCE.

On motion of Mr. Wright, the following communication was ordered printed in the Journal:

Austin, Texas, February 25, 1921.

Hon. W. O. Wright, Chairman Subcommittee on Appropriations, House of Representatives, Austin, Texas.

Dear Sir: The Austin Chamber of Commerce has directed the undersigned to say to your committee that a satisfactory bond will be given in favor of the State of Texas or in favor of the Board of Regents of the University of Texas, as may be most desirable to the Legislature, to guarantee that the additional land contiguous to the present University campus can be acquired for University uses for the prices provided in the bill pending before your committee, and that said bond will obligate the signers to defray any additional expense that it may be necessary to incur in acquiring title to said land over and above the amount of the appropriations carried by the bill.

The Attorney General yesterday stated that in his opinion it was doubtful whether a bond given to the State for the above mentioned purposes prior to the enactment of said bill would be valid and enforceable. It is therefore suggested that if the bill should be amended so as to provide that the appropriation carried by it shall only become available when a satisfactory bond of the above mentioned kind is approved by and filed with the Governor, or such other State authority as the Legislature sees fit to designate, the question of the legality and enforceability of the obligation will be in the opinion of the Attorney General satisfactorily settled. The Austin Chamber of Commerce directs us to assure all of the State authorities in connection with this matter that a bond of the character

above mentioned and of such solvency as to satisfy the State authorities will be furnished, if the above mentioned proviso be inserted in the bill.

Respectfully,

AUSTIN CHAMBER OF COMMERCE,  
By BEN M. BARKER,  
Its President.

Attest:

W. E. LONG,

Secretary.

(Seal)

R. H. BAKER,

Chairman of Austin Chamber of Commerce Committee on University affairs by instruction of the Board of Directors.

The undersigned hereby state that we have read the foregoing communication of the Austin Chamber of Commerce and that we endorse and corroborate the facts therein stated and the promises therein made:

W. G. Franklin, J. R. Reed, Ben M. Barker, J. S. Ainsworth, C. W. Moore, Robert Mueller, Carl M. Mayer, E. O. Stebbins, Carl H. Mueller, Burt Shoe Co., S. M. Burt, Geo. P. Searight, Novelty Shoe Co., Dave Harrell, Harvey Harrell, Woodie Gilbert, E. M. Scarbrough, D. W. Moffatt, Max Snaman, Chas. Rosner, John Francis, P. Malavandos, Manos Bros., A. C. Goeth, W. H. Richardson, Herbert H. Finck, Jno. L. Martin, J. B. Decord, T. Cohn, A. C. Baldwin & Sons (by Rush Baldwin), H. C. Edgar, John F. McNamara, W. J. McNamara, Rogers Cafe, W. A. Turner, W. L. Parsley, T. E. Odiorne, A. H. S. Allen, Jud S. James, E. J. Palm, C. & S. Sporting Goods Co., Josephine Theis, Jno. E. Keller, R. E. Roberdeau, L. J. Schneider, W. S. Drake, T. O. Maxwell, H. Pfaefflin, Horace C. Barnhart, Joe Koen, C. O. Widerstrom, E. H. Lemburg, Walter W. Wilcox, H. H. Taylor, C. A. Wilcox, E. Cartledge, H. J. Brown, A. J. Eilers, Wm. Schuller, Howard W. McKean, Jno. C. Ross, S. Goldstein, D. Lowenberger, A. W. Wilkerson, Sam H. Hirshfeld, Jake Hirshfeld, Victor L. Brooks, H. A. Wroe, M. H. Reed, C. B. Anderson, R. H. Baker, O. H. Millican, Alfred Ellison, Ike D. White, Q. C. Taylor, C. H. Page, L. C. Page, J. H. Hart, Louis Davis, M. H. Reed, Jr., W. T. Mayne, S. K. Wroe, N. B. Linz, Jno. O. Jackson, Jr., J. A. Jackson, S. Greenberg (by S. L. B.), J. P. Tobin, C. E. Tobin, B. H. Walraven, C. M. Miller, Wm. F. Wolf, Vondoris Bros., Edgar Hall, Buford W. Hall, J. C. Lynch, M. & S. Matthiesen, W. E. Long, E. P. Cravens, A. B. Crawford, Mentor Etnyre, S. R. Fulmore,

Claude Miller, Frederick S. Tew, B. E. Giesecke, J. E. Anderson, R. L. Thomas, R. G. Crosby, Herman H. Fricke, Ed E. Shelley, Franz Fiset, W. S. Finks, W. E. Ketchum, W. R. Hudson, F. G. Reynolds, M. C. Landrum, W. D. Hart, J. M. Patterson, Hal Hailey, Mrs. Eugene Haynie, B. F. Wright, J. E. Howze, S. A. Woolsey, Joseph D. Sayers, Joseph J. Atkinson, Leo O. Mueller, F. E. Brydson, Jno. A. Gracy, Jas. E. Lucy, M. W. Lovell, W. B. Garrett, Margaret Stiles, Chas. F. Adkins, Werkenthin Bros., J. B. Pope, C. O. Watson, Geo. W. Mendell, Jr., Warren W. Moore W. A. Barlow, B. S. Dickinson, D. T. Iglehart, T. S. Johnson, Leigh, Ellis & Co., A. T. McKean, Roy C. Archer, J. B. Robertson, B. H. Bloor, Geo. F. Reichardt, Frederick C. von Rosenberg, J. C. Thomas, J. G. Roberts, Wm. H. Folts, T. H. Barrow, A. P. Woodbridge, Thomas F. Taylor, A. W. Griffith, A. F. Beverly, Geo. F. Eckhardt, D. D. S., H. S. Hilgartner, M. D., Joe C. A. Eckhardt, M. H. Boerner, C. H. Brownlee, T. B. Walling, P. B. Wells, Wm. H. Stacy, W. L. Bradford, E. B. Robinson, A. S. Robinson, Hugh W. Heflin, John H. Robinson, Jr., J. Bouldin Rector, Ed R. Pedigo, F. P. Larue, Elmer H. Earle, J. W. Barrett, Geo. W. Walling, Jr.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 242, "An Act authorizing the erection of a monument to the memory of the soldiers, sailors, marines and nurses from Texas who lost their lives during the war between the United States and the Imperial German Government; providing for the appointment of a committee; making an appropriation therefor, permitting private donation, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 528, "An Act to create a

special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation for the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work, and for the allowance of time for services of hands and teams on public roads and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3.00) dollars, and providing that delinquent poll tax payers shall be liable for extra road duty of three days and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or poll tax, and permitting substitution and payment of money in lieu of such service and to provide for the manner of training and maintaining hedges along the public roads and the punishment for failure to comply therewith, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drainway of any public road; and providing further, making this act cumulative of the general laws now in force, and to repeal Chapter 84 of the Acts of the Thirty-sixth Legislature, being a special road law for Collin county, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 20, "An Act to amend Articles 586 and 587, Chapter 6, Title 11, of the Penal Code of the State of Texas, so as to provide a penalty for betting on all public elections, and defining public elections, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,

Austin, Texas, March 8, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 35,

Resolved by the House of Representatives, the Senate concurring, That the action of the Speaker and the President of the Senate in signing enrolled House bill No. 324 be rescinded and that the Speaker of the House and the President of the Senate erase their names from the enrolled bill in order that further action may be had on said bill.

Have carefully compared same and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

### THIRTY-EIGHTH DAY.

(Wednesday, March 9, 1921.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Burmeister.
Aiken.	Burns.
Barker.	Carpenter.
Barrett of Bell.	Chitwood.
Barrett of Fannin.	Coffee.
Bass.	Crawford.
Beasley	Crumpton.
of Hopkins.	Cummins.
Beasley	Curtis.
of McCulloch.	Darroch.
Beavens.	Davis, John E.,
Black, W. A.,	of Dallas.
of Bexar.	Davis, John,
Bonham.	of Dallas.
Branch.	Dinkle.
Brown.	Duffey.
Bryant.	Duncan.
Burkett.	Edwards.